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		(4) count(s) 1s, 2s, 10s-12s, 13s-14s, 15s. (kcg,) (Entered: 12/12/2005)
12/12/2005	<u>62</u>	Limits of Punishment as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: (kcg,) (Entered: 12/12/2005)
12/12/2005	<u>65</u>	Summons Issued in case as to Richard Scrushy (kcg,) (Entered: 12/12/2005)
12/12/2005		Set/Reset Hearings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: Arraignment set for 12/28/2005 10:00 AM in Courtroom 5A before Honorable Vanzetta P. McPherson. (kcg,) (Entered: 12/12/2005)
12/21/2005	<u>69</u>	MOTION to Sever Defendant by Richard Scrushy. (Moore, Leslie) (Entered: 12/21/2005)
12/21/2005	<u>73</u>	<u>SEALED DOCUMENT</u> United States' Response to Defendants Scrushy's and Siegelman's Motions for Reconsideration of Magistrate's Order on Recusal (Attachments: #(1) Exhibit A #(2) Exhibit B #(3) Exhibit C #(4) Exhibit D #(5) Exhibit E #(6) Exhibit F #(7) Exhibit G)(kcg,) Modified on 1/20/2006 (kcg,). Modified on 1/20/2006 (kcg,). (Entered: 12/22/2005)
12/28/2005	<u>75</u>	NOTICE OF ATTORNEY APPEARANCE: Terry Lucas Butts appearing for Richard Scrushy (sql,) (Entered: 12/28/2005)
12/28/2005		Attorney update in case as to Richard Scrushy. Attorney Terry Lucas Butts for Richard Scrushy added. (sql,) (Entered: 12/28/2005)
12/28/2005	<u>77</u>	Minute Entry for proceedings held before Judge Vanzetta P. McPherson Arraignment as to Richard Scrushy (2) Count 3ss,4ss,5ss,6ss-9ss held on 12/28/2005, Plea entered by Richard Scrushy Not Guilty on counts 3ss, 4ss, 5ss, 6ss-9ss. (Court Reporter Risa Entrekin.) (war) (Entered: 12/28/2005)
12/29/2005		<u>Volume 44</u> TRANSCRIPT of Proceedings as to Richard Scrushy Arraignment held on 12/28/2005 before Judge McPherson. Court Reporter: Risa Entrekin. (sql,) (Entered: 12/29/2005)
12/29/2005	<u>83</u>	Summons Returned Unexecuted "REFUSED" in case as to Richard Scrushy. (kcg,) (Entered: 12/30/2005)
01/03/2006	<u>84</u>	ORDER denying [58] Sealed Motion for Reconsideration of Recusal as to Don Eugene Siegelman (1); denying 56 Sealed Motion for Reconsideration of Recusal as to Richard Scrushy (2) . Signed by Judge Charles S. Coody on 1/3/06. (kcg,) (Entered: 01/03/2006)
01/10/2006	<u>85</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that a Status Conference is set for 1/20/2006 03:00 PM in Courtroom 2A before Hon. Chief Judge Mark E. Fuller. At the conference, counsel for the parties should be prepared to discuss all pending motions and a schedule for a trial date. Signed by Judge Mark E. Fuller on 1/10/06. (kcg,) (Entered: 01/10/2006)

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01/11/2006	<u>86</u>	BRIEF/RESPONSE in Opposition by USA as to Richard Scrushy, Gary Mack Roberts re [70] MOTION to Sever Defendant, <u>69</u> MOTION to Sever Defendant (Perrine, James) (Entered: 01/11/2006)
01/12/2006	<u>88</u>	MOTION for scheduling order by Richard Scrushy. (Moore, Leslie) (Entered: 01/12/2006)
01/13/2006	<u>89</u>	NOTICE Addendum to Motion to Unseal filed on January 12, 2006 as to Don Eugene Siegelman, Richard Scrushy (Attachments: # <u>1</u> Exhibit)(Jones, Gordon "G") (Entered: 01/13/2006)
01/13/2006	<u>90</u>	NOTICE of Deficiency to Attorney's Jones and Leach re <u>89</u> Addendum to Motion to Seal (kcg,) (Entered: 01/13/2006)
01/13/2006	<u>91</u>	NOTICE Addendum to Motion to Unseal filed on January 12, 2006 as to Don Eugene Siegelman, Richard Scrushy (Attachments: # <u>1</u> Exhibit)(Jones, Gordon "G") (Entered: 01/13/2006)
01/13/2006	<u>92</u>	ORDER that upon consideration of the motion to unseal (doc. #87) filed by the defendant, it is ORDERED that on or before noon on 1/19/2006, the United States shall show cause why the motion should not be granted. Signed by Judge Charles S. Coody on 1/13/06. (kcg,) (Entered: 01/13/2006)
01/17/2006	<u>93</u>	MOTION To Publicly File Objections To Order and Memorandum Opinion by Richard Scrushy. (Moore, Leslie) (Entered: 01/17/2006)
01/17/2006	<u>94</u>	ORDER that this cause is before the Court on Defendant Scrushy's <u>93</u> Motion to Publicly File Objections to Order and Memorandum Opinion of Magistrate Judge Denying Defendants' Motions for Recusal. While the Court has stated that the parties may file any motions and/or supporting evidence under seal, the Court has never ordered anything to be filed under seal. Thus, it is hereby ORDERED that Defendant Scrushy's Motion to Publicly file Objections is GRANTED. Signed by Judge Mark E. Fuller on 1/17/06. (kcg,) (Entered: 01/17/2006)
01/17/2006	<u>95</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that the Status Conference set for 1/20/2006 at 3:00 PM is rescheduled for 1/20/2006 08:30 AM in Courtroom 2A before Hon. Chief Judge Mark E. Fuller. Signed by Judge Mark E. Fuller on 1/17/06. (kcg,) (Entered: 01/17/2006)
01/17/2006	<u>96</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re [87] MOTION to Unseal Document <i>all pleadings filed by any party relating to the recusal of United States Magistrate Judge Charles S. Coody</i> (Perrine, James) (Entered: 01/17/2006)
01/17/2006	<u>97</u>	NOTICE OF APPEAL of Magistrate Judge's Order to District Judge by Richard Scrushy (Moore, Leslie) (Entered: 01/17/2006)
01/18/2006	<u>100</u>	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>69</u> MOTION to Sever Defendant (Leach, Arthur) (Entered: 01/18/2006)

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01/19/2006	<u>101</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy that the Court has reviewed Judge Coody's Order and Memorandum Opinion on Recusal, the submissions of the parties, and the relevant case law, and has determined that it is not necessary for an evidentiary hearing to be held, either by this Court or another magistrate judge, prior to ruling on Defendants' objections. The Court finds that neither Judge Coody's Order denying the motions for recusal nor his order denying the motions for reconsideration are "clearly erroneous or contrary to law." Thus, it is ORDERED that 1. Defendants Scrushy and Siegelman's requests for an evidentiary hearing are DENIED. 2. Defendants Scrushy and Siegelman's objections (Docs. #97 & 98) are OVERRULED and Judge Coody's Orders (Docs. #41 & 84) are ADOPTED, as further set out . Signed by Judge Mark E. Fuller on 1/19/06. (kcg,) (Entered: 01/19/2006)
01/20/2006	<u>102</u>	Minute Entry for proceedings held before Judge Mark E. Fuller :Status Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 1/20/2006 (Court Reporter James R. Dickens.) (kcg,) (Entered: 01/20/2006)
01/20/2006		ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick GRANTING [87] MOTION to Unseal Document <i>all pleadings filed by any party relating to the recusal of United States Magistrate Judge Charles S. Coody</i> filed by Don Eugene Siegelman . Signed by Judge Mark E. Fuller on 1/20/06. (kcg,) (Entered: 01/20/2006)
01/23/2006	<u>103</u>	SCHEDULING ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick as set forth during the status conference held on January 20, 2006, it is hereby ORDERED that: 1. All pretrial motions must be filed on or before 2/13/2006. Responses to pretrial motions must be filed on or before 2/27/2006. Replies to responses to pretrial motions must be filed on or before 3/6/2006. A hearing on all pretrial motions will be held on 3/13/2006. Any proposed jury questionnaire questions must be filed on or before 3/10/2006. Motions in Limine, proposed jury instructions and proposed voir dire must be filed on or before 4/3/2006, with responses due on or before 4/10/2006. A pretrial conference will be held during that last week of March, 2006. Jury Selection will commence on 4/19/2006. Jury Trial will commence on 5/1/2006 before Hon. Chief Judge Mark E. Fuller . Signed by Judge Mark E. Fuller on 1/23/06. (kcg,) (Entered: 01/23/2006)
01/24/2006	<u>104</u>	First MOTION to Dismiss <i>and challenge to the composition of petit jury pool</i> by Richard Scrushy. (Moore, Leslie) (Entered: 01/24/2006)
01/24/2006	<u>105</u>	First MOTION for Discovery <i>of jury records</i> by Richard Scrushy. (Moore, Leslie) (Entered: 01/24/2006)
01/24/2006 See Volume 15		TRANSCRIPT of Status Conference Proceedings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on January 20, 2006 before Judge Mark E. Fuller. Court Reporter:

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		James R. Dickens. (kcg,) (Entered: 01/25/2006)
01/25/2006	<u>106</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick REFERRING MOTIONS <u>104</u> First MOTION to Dismiss <i>and challenge to the composition of petit jury pool</i> filed by Richard Scrushy and <u>105</u> First MOTION for Discovery of <i>jury records</i> filed by Richard Scrushy to Magistrate Judge Charles S. Coody for all pretrial proceedings and entry of any orders or recommendations as may be appropriate . Signed by Judge Mark E. Fuller on 1/25/06. (kcg,) (Entered: 01/25/2006)
01/25/2006	<u>107</u>	ORDER as to Richard Scrushy re <u>105</u> First MOTION for Discovery of <i>jury records</i> filed by Richard Scrushy,, <u>104</u> First MOTION to Dismiss <i>and challenge to the composition of petit jury pool</i> filed by Richard Scrushy that on or before 12:00 noon on 2/1/2006, the United States shall show cause in writing why the motions should not be granted. It is further ORDERED that oral argument on the motions be and is hereby SET for 2/2/2006 10:00 AM in Courtroom 4B before Honorable Charles S. Coody. Signed by Judge Charles S. Coody on 1/25/06. (kcg,) (Entered: 01/25/2006)
01/25/2006	<u>108</u>	ORDER as to Richard Scrushy DENYING AS MOOT <u>88</u> MOTION for scheduling order filed by Richard Scrushy. Signed by Judge Charles S. Coody on 1/25/06. (kcg,) (Entered: 01/25/2006)
01/27/2006	<u>110</u>	MOTION to Dismiss <i>and Challenge to the COmposition of Petit Jury Pools in The Middle District of Alabama</i> by Don Eugene Siegelman as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Attachments: # <u>1</u>)(Jones, Gordon "G") (Entered: 01/27/2006)
02/01/2006	<u>114</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Paul Michael Hamrick re <u>110</u> MOTION to Dismiss, <u>104</u> First MOTION to Dismiss <i>and challenge to the composition of petit jury pool</i> , [109] MOTION for Discovery of <i>Jury Records</i> , [111] Preliminary MOTION to Dismiss <i>and Challenge to the Composition of Petit Jury Pools in the Middle District of Alabama</i> , <u>105</u> First MOTION for Discovery of <i>jury records</i> , [112] MOTION for Discovery of <i>Jury Records</i> (Perrine, James) (Entered: 02/01/2006)
02/02/2006	<u>115</u>	MEMORANDUM OPINION AND ORDER as to Richard Scrushy and Gary Mack Roberts DENYING <u>69</u> MOTION to Sever Defendant filed by Richard Scrushy, and DENYING [70] MOTION to Sever Defendant filed by Gary Mack Roberts, as further set out in order . Signed by Judge Mark E. Fuller on 2/2/06. (kcg,) (Entered: 02/02/2006)
02/02/2006	<u>117</u>	Minute Entry for proceedings held before Judge Charles S. Coody :Motion Hearing as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 2/2/2006 re <u>105</u> First MOTION for Discovery of <i>jury records</i> filed by Richard Scrushy; <u>104</u> First MOTION to Dismiss <i>and challenge to the composition of petit jury pool</i> filed by

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		Richard Scrushy, (Court Reporter James Dickens.) (ws) (Entered: 02/03/2006)
02/03/2006	● <u>116</u>	ORDER as to defendants Don Eugene Siegelman, Richard Scrushy, Paul Michael Hamrick have filed motions to dismiss and challenge to the composition of jury pools (doc. #104, 109 & 110) and motions for discovery of jury records (doc. #105, 109 & 112). On February 2, 2006, the court heard argument on these motions. For the reasons stated in open court, the court will hold in abeyance disposition of the motions to dismiss. Accordingly, it is ORDERED that the motions for discovery be and are hereby GRANTED, etc. It is further ORDERED that with respect to the disclosures made under paragraph 3 of this order and pursuant to the provisions of 28 U.S.C. 1867(f) no information obtained from the court jury records and files produced in conjunction with this case may be disclosed to any person, etc. Further ORDERING that the original jury records and files including electronically stored information shall not be taken from the Frank M. Johnson, Jr. Building, etc. Further ORDERING that a Telephone Status Conference be and is hereby set for 2/23/2006 09:00 AM. The United States shall set up this conference call, as further set out in order. Signed by Judge Charles S. Coody on 2/3/06. (kcg,) (Entered: 02/03/2006)
02/03/2006 See Volume 16	●	TRANSCRIPT of Oral Argument Proceedings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on February 2, 2006 before Judge Charles S. Coody. Court Reporter: James R. Dickens. (kcg,) (Entered: 02/06/2006)
02/13/2006 See Volume 2	● <u>123</u>	MOTION to Dismiss counts three and four of the indictment based on multiplicity by Richard Scrushy. (Moore, Leslie) (Entered: 02/13/2006)
02/13/2006	● <u>124</u>	MOTION for Disclosure of Fed. R. Evid. 801(d)(2)(E) evidence, for a pretrial hearing thereon and to exclude such evidence by Richard Scrushy. (Moore, Leslie) (Entered: 02/13/2006)
02/13/2006	● <u>126</u>	MOTION for Bill of Particulars by Richard Scrushy. (Moore, Leslie) (Entered: 02/13/2006)
02/13/2006	● <u>130</u>	MOTION for notice of evidence and notice of evidence arguably subject to suppression by Richard Scrushy. (Moore, Leslie) (Entered: 02/13/2006)
02/13/2006	● <u>131</u>	MOTION to preserve rough notes and other evidence by Richard Scrushy. (Moore, Leslie) (Entered: 02/13/2006)
02/13/2006	● <u>132</u>	MOTION to Dismiss indictment because of prosecutorial misconduct and delay in unsealing the indictment by Richard Scrushy. (Attachments: # 1)(Moore, Leslie) (Entered: 02/13/2006)
02/13/2006	● <u>133</u>	MOTION for enhanced jury selection procedures by Richard Scrushy. (Attachments: # 1 Exhibit A# 2 # 3)(Moore, Leslie) (Entered: 02/13/2006)
02/20/2006	● <u>140</u>	MOTION to Dismiss Counts Three and Four of the Indictment by Don Eugene Siegelman as to Don Eugene Siegelman, Richard Scrushy, Gary

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		Mack Roberts, Paul Michael Hamrick. (Jones, Gordon "G") (Entered: 02/20/2006)
02/22/2006	● <u>147</u>	Second MOTION for Discovery <i>Of Jury Records</i> by Richard Scrushy. (Moore, Leslie) (Entered: 02/22/2006)
02/22/2006	● <u>149</u>	ORDER that upon consideration of defendant Scrushy's second motion for discovery of jury records (doc. #147) filed on February 22, 2006, it is ORDERED that on or before 3/1/2006, the United States shall show cause why the motion should not be granted. Signed by Judge Charles S. Coody on 2/22/06. (kcg,) (Entered: 02/22/2006)
02/23/2006	● <u>150</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy, Paul Michael Hamrick that for good cause, it is ORDERED that a telephone status conference be and is hereby SET for 3/2/2006 09:00 AM. The United States shall set up this conference call. The purpose of this conference is to discuss scheduling. The parties should be prepared to present their views about whether the resolution of the jury challenge issues should be deferred until the conclusion of the trial in this case. Signed by Judge Charles S. Coody on 2/23/06. (kcg,) (Entered: 02/23/2006)
02/23/2006	● <u>171</u>	Minute Entry for proceedings held before Judge Charles S. Coody :Telephone Status Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 2/23/2006 (Court Reporter James Dickens) (ws) (Entered: 02/28/2006)
02/24/2006	●	TRANSCRIPT of Teleconference Proceedings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 2/23/06 before Judge Charles S. Coody. Court Reporter: James R. Dickens. (kcg,) (Entered: 02/27/2006)
02/27/2006	● <u>160</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re <u>132</u> MOTION to Dismiss <i>indictment because of prosecutorial misconduct and delay in unsealing the indictment</i> (Perrine, James) (Entered: 02/27/2006)
02/27/2006	● <u>161</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts re [128] MOTION for Hearing, [141] MOTION for <i>James Hearing Just prior to opening Statements</i> , <u>124</u> MOTION for Disclosure of <i>Fed. R. Evid. 801(d)(2)(E) evidence, for a pretrial hearing thereon and to exclude such evidence</i> (Perrine, James) (Entered: 02/27/2006)
02/27/2006	● <u>162</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts re <u>126</u> MOTION for Bill of Particulars, [125] MOTION for Bill of Particulars, [142] MOTION for Bill of Particulars (Perrine, James) (Entered: 02/27/2006)
02/27/2006	● <u>165</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re <u>140</u> MOTION to Dismiss <i>Counts Three and Four of the Indictment</i> , <u>123</u> MOTION to Dismiss <i>counts three and four of the indictment based on multiplicity</i> (Perrine, James) (Entered: 02/27/2006)

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02/27/2006	<u>166</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts re [138] MOTION for <i>Enhanced Jury Selection Procedures</i> , <u>133</u> MOTION for enhanced jury selection procedures (Perrine, James) (Entered: 02/27/2006)
02/27/2006	<u>167</u>	RESPONSE to Motion by USA as to Richard Scrushy re <u>131</u> MOTION to preserve rough notes and other evidence (Perrine, James) (Entered: 02/27/2006)
02/27/2006	<u>168</u>	RESPONSE to Motion by USA as to Richard Scrushy re <u>130</u> MOTION for notice of evidence and notice of evidence arguably subject to suppression (Perrine, James) (Entered: 02/27/2006)
02/27/2006	<u>169</u>	MOTION Modification of Scheduling Order re [120] Order on Motion for Miscellaneous Relief,,, by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Perrine, James) (Entered: 02/27/2006)
02/27/2006	<u>174</u>	MOTION of the United States to File Under Seal a Supplemental Affidavit to the Response to Defendant's Motion to Dismiss the Indictment by USA as to Richard Scrushy (exhibits A and B are filed under seal). (kcg,) Additional attachment(s) added on 2/28/2006: sealed exhibits A and B added (kcg,). Modified on 2/28/2006 (kcg,). Modified on 3/8/2006 (kcg, [per Order of 3/8/06 unsealing the affidavit, and shall become part of the public records of the court]). (Entered: 02/28/2006)
02/28/2006	<u>173</u>	ORDER denying <u>169</u> United States' Motion for Modification of Scheduling Order as to Don Eugene Siegelman (1), Richard Scrushy (2), Gary Mack Roberts (3), Paul Michael Hamrick (4). Signed by Judge Mark E. Fuller on 2/28/06. (kcg,) (Entered: 02/28/2006)
03/01/2006	<u>175</u>	ORDER as to Richard Scrushy, GRANTING <u>174</u> MOTION to File Under Seal Document filed by USA. The Court will review the affidavits and determine whether the seal should be maintained. It is further ORDERED that the defendant Scrushy shall show cause on or before 3/6/2006, why the seal should not be lifted. Signed by Judge Charles S. Coody on 3/1/06. (kcg,) Modified on 3/8/2006 (kcg,). [VACATED PER ORDER OF 3/8/06 and the United States' motion to seal be and is hereby DENIED] (Entered: 03/01/2006)
03/01/2006	<u>177</u>	MOTION to Withdraw as Attorney by H. Lewis Gillis. by Richard Scrushy. (Gillis, Henry) (Entered: 03/01/2006)
03/01/2006	<u>178</u>	MOTION to Withdraw as Attorney by Christopher K. Whitehead. by Richard Scrushy. (Gillis, Henry) (Entered: 03/01/2006)
03/01/2006	<u>180</u>	ORDER denying <u>131</u> Motion to preserve rough notes and other evidence as to Richard Scrushy (2), as further set out. Signed by Judge Charles S. Coody on 3/1/06. (kcg,) (Entered: 03/01/2006)
03/01/2006	<u>183</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re [179] MOTION for Discovery / <i>Motion to Adopt Defendant</i>

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		<i>Richard Scrushy's Motions Regarding Jury Records and Other Related Motions, 147 Second MOTION for Discovery Of Jury Records (Perrine, James) (Entered: 03/01/2006)</i>
03/02/2006	●184	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that a Telephone Conference concerning defendants' jury challenge be and is hereby set for 3/6/2006 11:00 AM. The United States shall set up this conference call. It is further ORDERED that the Clerk of the Court and appropriate staff shall participate in this conference call. During this conference, counsel, subject to control by the court, will be allowed to discuss with the Clerk what data is available with regard to defendant Scrushy's second discovery request. Signed by Judge Charles S. Coody on 3/2/06. (kcg,) (Entered: 03/02/2006)
03/02/2006	●186	Minute Entry for proceedings held before Judge Charles S. Coody :Telephone Status Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/2/2006 (Court Reporter Risa Entrekin.) (ws) (Entered: 03/02/2006)
03/03/2006	●187	ORDER granting 177 Motion to Withdraw as Attorney H. Lewis Gillis as to Richard Scrushy (2); granting 178 Motion to Withdraw as Attorney Christopher K. Whitehead as to Richard Scrushy (2). Signed by Judge Mark E. Fuller on 3/3/06. (kcg,) (Entered: 03/03/2006)
03/03/2006	●	Attorney update in case as to Richard Scrushy. Attorney Henry Lewis Gillis and Christopher Kyle Whitehead terminated. (kcg,) (Entered: 03/03/2006)
03/03/2006	●188	MOTION for Leave to File <i>Substitute Exhibit</i> by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Perrine, James) (Entered: 03/03/2006)
03/05/2006	●189	Third MOTION for Discovery of <i>Jury Records</i> by Richard Scrushy. (Leach, Arthur) (Entered: 03/05/2006)
03/06/2006	●191	ORDER GRANTING IN PART and DENYING IN PART [138] Motion for Enhanced Jury Selection Procedures as to Don Eugene Siegelman (1) and 133 Motion for Enhanced Jury Selection Procedures as to Richard Scrushy (2), as further set out. Signed by Judge Mark E. Fuller on 3/6/06. (kcg,) (Entered: 03/06/2006)
03/06/2006	●	Set/Reset Hearings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: Telephone Conference set for 3/6/2006 11:00 AM before Honorable Charles S. Coody. (kcg,) (Entered: 03/06/2006)
03/06/2006	●192	ORDER granting in part and denying in part 147 Second Motion for Discovery of Jury Records as to Richard Scrushy (2) and 189 Third Motion for Discovery of Jury Records as to Richard Scrushy (2), as further set out. Signed by Judge Charles S. Coody on 3/6/06. (kcg,) (Entered: 03/06/2006)

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03/06/2006 <i>See Volume 18</i>	●	TRANSCRIPT of Telephone Status Conference Proceedings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/2/06 before Judge Charles S. Coody. Court Reporter: Risa L. Entrekin. (kcg,) (Entered: 03/06/2006)
03/06/2006	●193	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that for good cause, it is ORDERED that a hearing on defendants' motions challenging the jury composition and selection processes be and is hereby set on 4/3/2006 09:00 AM in Courtroom 4B before Honorable Charles S. Coody, as further set out. Signed by Judge Charles S. Coody on 3/6/06. (kcg,) (Entered: 03/06/2006)
03/06/2006	●194	Minute Entry for proceedings held before Judge Charles S. Coody :Telephone Status Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/6/2006 (Court Reporter James Dickens.) (ws) (Entered: 03/06/2006)
03/06/2006	●200	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>140</u> MOTION to Dismiss Indictment Because of Prosecutorial Misconduct and Undue Delay in Unsealing the Indictment (Leach, Arthur) (Entered: 03/06/2006)
03/06/2006	●201	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>130</u> MOTION for notice of evidence and notice of evidence arguably subject to suppression (Leach, Arthur) (Entered: 03/06/2006)
03/06/2006	●202	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>123</u> MOTION to Dismiss counts three and four of the indictment based on multiplicity (Leach, Arthur) (Entered: 03/06/2006)
03/06/2006	●203	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>124</u> MOTION for Disclosure of Fed. R. Evid. 801(d)(2)(E) evidence, for a pretrial hearing thereon and to exclude such evidence (Leach, Arthur) (Entered: 03/06/2006)
03/06/2006	●204	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>126</u> MOTION for Bill of Particulars (Leach, Arthur) (Entered: 03/06/2006)
03/06/2006	●205	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>133</u> MOTION for enhanced jury selection procedures (Leach, Arthur) (Entered: 03/06/2006)
03/06/2006	●206	BRIEF/RESPONSE in Support by Richard Scrushy re <u>132</u> MOTION to Dismiss indictment because of prosecutorial misconduct and delay in unsealing the indictment Response to Order to Show Cause Entered March 3, 2006 (Leach, Arthur) (Entered: 03/06/2006)
03/07/2006	●207	ORDER as to Richard Scrushy re <u>132</u> MOTION to Dismiss indictment because of prosecutorial misconduct and delay in unsealing the indictment filed by Richard Scrushy, that an Evidentiary Hearing and Oral Argument be and is hereby set for 3/14/2006 10:30 AM in Courtroom 2F before Honorable Charles S. Coody. All Exhibits which any party desires to offer

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		in evidence at this hearing shall be premarked. Signed by Judge Charles S. Coody on 3/7/06. (kcg,) (Entered: 03/07/2006)
03/07/2006	<u>208</u>	MOTION to travel out of country by Richard Scrushy. (Moore, Leslie) (Entered: 03/07/2006)
03/08/2006	<u>209</u>	ORDER granting <u>208</u> Motion to travel out of country as to Richard Scrushy (2) in which he requests that the conditions of pretrial release be modified to permit him to travel " to Nassau in the Bahamas during Spring Break, from March 8th through March 26th, 2006,". The defendant's Pretrial Services Officer may return the defendant's passport to him for the purpose of this trip. It is further ORDERED that the defendant shall notify his Pretrial Services Officer upon his leaving the United States and not later than 24 hours after his return the defendant shall notify his Pretrial Services Officer of his return and shall return his passport to the Pretrial Services Officer. Signed by Judge Charles S. Coody on 3/8/06. (kcg,) (Entered: 03/08/2006)
03/08/2006	<u>211</u>	ORDER granting <u>188</u> Motion for Leave to File Substitute as to Richard Scrushy (2). Signed by Judge Charles S. Coody on 3/8/06. (kcg,) (Entered: 03/08/2006)
03/08/2006	<u>212</u>	ORDER as to Richard Scrushy that on February 27, 2006, the United States filed a motion to file under seal a supplemental affidavit relating to defendant Scrushy's motion to dismiss the indictment, (Doc. #174). The court entered an order granting the United States' motion subject to review by the court and the defendant Scrushy's response to a show cause order. Defendant Scrushy responded on March 6, 2006, that he does not object to the court lifting the seal relating to the United States' affidavit. Accordingly, it is ORDERED that the March 1, 2006 order (Doc. #175) granting the motion to seal of the United States be and is hereby VACATED and that the United States' motion to seal be and is hereby DENIED. The affidavit shall become part of the public records of the court. Signed by Judge Charles S. Coody on 3/8/06. (kcg,) (Entered: 03/08/2006)
03/08/2006	<u>213</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that a Status Conference is set for 3/14/2006 08:15 AM in Courtroom 2F before Hon. Chief Judge Mark E. Fuller. At the conference, counsel for the parties should be prepared to discuss all pending motions pertaining to their clients. In particular, counsel should be prepared to discuss the motions for a James hearing (and related motions) (Docs. #124, 128, 141 & 159), motions for a bill of particulars (Docs. #125, 126, 142 & 157), motions to dismiss (Docs. #127 & 139), and the motion for a Daubert hearing (Doc. #129). Counsel should also be prepared to discuss jury selection and trial procedures. In addition, all parties should come prepared with any equipment (computers, etc.) they wish to use during trial to access the courtroom technology available for evidence presentation. They should also bring any IT personnel or other staff members necessary to assist them in the use of such equipment.

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		The Clerk of the Court is DIRECTED to have a representative of the Court's IT staff available during the conference to assist the parties with the use of the courtroom technology. Signed by Judge Mark E. Fuller on 3/8/06. (kcg,) (Entered: 03/08/2006)
03/08/2006 SEE Volume 19	●	TRANSCRIPT of Teleconference Proceedings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/6/06 before Judge Charles S. Coody. Court Reporter: James R. Dickens. (kcg,) (Entered: 03/09/2006)
03/09/2006	● <u>215</u>	MOTION for Leave to File and United States' Response to Defendant Scrushy's Reply to Response of the United States to Defendant Scrushy's Motion to Dismiss Indictment Because of Prosecutorial Misconduct and Undue Delay in Unsealing the Indictment by USA as to Richard Scrushy. (Attachments: #(1) Exhibit A #(2) Exhibit B and #(3) Exhibit C (compact disc)- is maintained w/file in separate envelope(kcg,) (Entered: 03/10/2006)
03/10/2006	● <u>217</u>	ORDER denying <u>215</u> Motion for Leave to File a Response to the Defendant's Reply as to Richard Scrushy (2) by the United States on March 10, 2006. Signed by Judge Charles S. Coody on 3/10/06. (kcg,) (Entered: 03/10/2006)
03/10/2006	● <u>220</u>	PROPOSED JURY QUESTIONNAIRES by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Perrine, James) (Title Modified on 3/13/2006 per court's instructions.) (kcg) (Entered: 03/10/2006)
03/10/2006	● <u>221</u>	PROPOSED JURY QUESTIONNAIRES by Richard Scrushy (Moore, Leslie) (Title Modified on 3/13/2006 per court's instructions.) (kcg) (Entered: 03/10/2006)
03/13/2006		(Court only) ***Motions terminated as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: <u>220</u> MOTION <i>Proposed Jury Questionnaire Questions</i> filed by USA. [Document is construed by the Court as Proposed Jury Questionnaires] (kcg,) (Entered: 03/13/2006)
03/13/2006	● <u>228</u>	NOTICE OF ATTORNEY APPEARANCE: Frederick George Helmsing, Sr appearing for Richard Scrushy (Helmsing, Frederick) (Entered: 03/13/2006)
03/13/2006	● <u>229</u>	NOTICE OF ATTORNEY APPEARANCE: Frederick George Helmsing, Sr appearing for Richard Scrushy (Helmsing, Frederick) (Entered: 03/13/2006)
03/14/2006	● <u>230</u>	Minute Entry for proceedings held before Judge Mark E. Fuller :Status Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/14/2006 (Court Reporter James R. Dickens.) (kcg,) (Entered: 03/14/2006)

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03/14/2006	<u>231</u>	Minute Entry for proceedings held before Judge Charles S. Coody :Evidentiary Hearing as to Richard Scrushy held on 3/14/2006 re <u>132</u> MOTION to Dismiss <i>indictment because of prosecutorial misconduct and delay in unsealing the indictment</i> filed by Richard Scrushy, (Court Reporter James Dickens) (Attachments: # <u>1</u> Witness List) (ws) (Entered: 03/15/2006)
03/15/2006	<u>234</u>	ORDER denying without prejudice [141] Motion for a James hearing by Don Eugene Siegelman (1); denying without prejudice <u>124</u> Motion for Disclosure of Fed.R.Evid. 801(d)(2)(E) Evidence as to Richard Scrushy (2); denying without prejudice [128] Motion for a James Hearing as to Gary Mack Roberts (3) and denying without prejudice [158] Motion for Hearing as to Paul Michael Hamrick (4), as further set out. Signed by Judge Mark E. Fuller on 3/15/06. (kcg,) Modified to add a footnote on 4/25/2006 (kcg,). (Entered: 03/15/2006)
03/15/2006	<u>235</u>	ORDER denying [142] Motion for Bill of Particulars as to Don Eugene Siegelman (1); denying <u>126</u> Motion for Bill of Particulars as to Richard Scrushy (2); denying [125] Motion for Bill of Particulars as to Gary Mack Roberts (3), as further set out. Signed by Judge Mark E. Fuller on 3/15/06. (kcg,) (Entered: 03/15/2006)
03/15/2006	<u>240</u>	ORDER as to Richard Scrushy that pending before the Court is defendant's <u>132</u> MOTION to Dismiss <i>indictment because of prosecutorial misconduct and delay in unsealing the indictment</i> filed by Richard Scrushy. At the evidentiary hearing held in this case on March 14, 2006, both the government and the defendant relied on evidence of particular grand jury witnesses and testimony to support their positions. Consequently, the Court concludes that additional evidentiary material is necessary prior to rendering a decision on this matter. Accordingly, it is ORDERED as follows: 1. That the United States shall produce to the Court transcripts of all of Loree Skelton's testimony before the grand jury as well as transcripts of any other witness who testified before the grand jury, prior to and after the October 4, 2005 meeting. 2. That the United States shall provide transcripts of any witness who testified before the grand jury after the October 4, 2005, meeting. 3. That the United States shall provide copies of any and all subpoenas issued after the October 4, 2005 meeting. It is further ORDERED the United States shall deliver the requisite documents to undersigned's chambers on or before March 20, 2006. The United States is specifically directed to not file these documents but shall file a list of the documents produced pursuant to this order . Signed by Judge Charles S. Coody on 3/15/06. (kcg,) (Entered: 03/15/2006)
03/15/2006	<u>241</u>	ORDER denying <u>130</u> motion for notice of evidence and notice of evidence arguably subject to suppression as to Richard Scrushy (2) in so far as it seeks disclosure earlier than stated by the Court during the March 14, 2006 conference, as further set out. Signed by Judge Charles S. Coody on 3/15/06. (kcg,) (Entered: 03/15/2006)

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03/15/2006	<u>242</u>	Fourth MOTION for discovery of jury records and motion for immediate compulsion order or order to show cause by Richard Scrushy. (Moore, Leslie) (Entered: 03/15/2006)
03/16/2006	<u>243</u>	ORDER as to Richard Scrushy that pending before the Court is the defendant's motion to dismiss the indictment because of prosecutorial misconduct and delay in unsealing the indictment (Doc. #132) filed on February 13, 2006. At the evidentiary hearing held in this case on March 14, 2006, the Court orally informed the United States that it should produce to the court copies of any statements taken from Loree Skelton, including any statements taken by any law enforcement officer or investigator. However, the Court inadvertently failed to include these documents in its order of production entered on March 15, 2006. See Doc. #240. Accordingly, it is ORDERED that the United States shall deliver the requisite documents described above to the undersigned's chambers on or before March 20, 2006. The United States is specifically directed to not file these documents but shall file a list of the documents produced pursuant to this order. Signed by Judge Charles S. Coody on 3/16/06. (kcg,) (Entered: 03/16/2006)
03/16/2006	<u>244</u>	ORDER as to Richard Scrushy that upon consideration of defendant's <u>242</u> Fourth MOTION for discovery of jury records, it is ORDERED that the motion be and is hereby set for argument by telephone conference on 3/20/2006 09:00 AM. The United States shall set up this conference call. It is further ORDERED that the Clerk of Court and any of her staff designated by her shall participate in this proceeding. Signed by Judge Charles S. Coody on 3/16/06. (kcg,) (Entered: 03/16/2006)
03/20/2006	<u>246</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy, Paul Michael Hamrick re [111] Preliminary MOTION to Dismiss <i>and Challenge to the Composition of Petit Jury Pools in the Middle District of Alabama</i> filed by Paul Michael Hamrick; <u>104</u> First MOTION to Dismiss <i>and challenge to the composition of petit jury pool</i> filed by Richard Scrushy; <u>110</u> MOTION to Dismiss filed by Don Eugene Siegelman. Motion Hearing set for 4/3/06 is RESET for 4/10/2006 at 09:00 AM in Courtroom 4B before Honorable Charles S. Coody. That the defendants shall furnish their expert witness reports to opposing counsel on or before 3/29/06. That the United States shall furnish their expert witness report to opposing counsel on or before 4/3/06. That prior to the hearing on 4/10/06, counsel are authorized to depose the expert witnesses, no earlier than three days after receipt of the expert witnesses' report. That all depositions and exhibits upon which the parties will rely shall be filed with the Court. Any depositions and/or exhibits that contain personally identifiable juror information shall be filed under seal. The Clerk of Court is DIRECTED to accept and file any depositions and/or exhibits, and to file under seal any depositions or exhibited designated as containing personally identifiable juror information. Signed by Judge Charles S. Coody on 3/20/06. (ws,) (Entered: 03/20/2006)

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03/20/2006	●247	NOTICE of Response to Court's Orders Directing The Filing of A List of Documents Produced to The Court by USA as to Richard Scrushy (Perrine, James) (Entered: 03/20/2006)
03/20/2006	●249	Minute Entry for proceedings held before Judge Charles S. Coody :Telephone Conference as to Richard Scrushy held on 3/20/2006 re 242 Fourth MOTION for discovery of jury records and motion for immediate compulsion order or order to show cause filed by Richard Scrushy. (Court Reporter James Dickens) (ws) (Entered: 03/21/2006)
03/20/2006	●	ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that all depositions including any attached exhibits be filed with the clerk's office. Signed by Judge Charles S. Coody on 3/20/06. (ws,) (Entered: 03/21/2006)
03/21/2006	●	ORAL ORDER as to Richard Scrushy granting 242 Fourth MOTION for discovery of jury records and motion for immediate compulsion order or order to show cause filed by Richard Scrushy pursuant to discussions held in the telephone conference this date. Signed by Judge Charles S. Coody on 3/20/06. (ws) (Entered: 03/21/2006)
03/21/2006	●	* <u>SEALED</u> * TRANSCRIPT of Proceedings (closed to public) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/14/06 before Judge Charles S. Coody. Court Reporter: James Dickens.FILED UNDER SEAL PER JUDGE COODY (ws) Modified on 3/21/2006 (ws,). (Entered: 03/21/2006)
03/21/2006	●250	Minute Entry for proceedings held before Judge Charles S. Coody :Telephone Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/21/2006 (Court Reporter James Dickens) (ws) (Entered: 03/22/2006)
03/22/2006	●251	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that the jurors in this case shall be partially sequestered and shall be kept in the custody of the U.S. Marshals Service during the hours that the trial is in session or as otherwise DIRECTED by the court. That the U.S. Marshals Service shall make arrangements and provide for adequate security, for the jury in accordance with the U.S. Marshal Service Directive 10.13 Jury Protection; The U.S. Marshals Service shall make arrangements for the furnishings of vehicle for the daily transportation of jurors from a secure location, designated by the U.S. Marshal, and the United States Courthouse; The assigned U.S. Marshals Service personnel shall make certain that no member of the jury has any unauthorized contact with any outside person; any discussion with any outside person pertaining to the case; has written or telephone communication with any person except under the direct supervision of the assigned U.S. Marshals Service personnel; that any communication with the court shall be made in writing and placed in a sealed envelope by the jury or individual jurors, and upon being turned over to the U.S. Marshals Service personnel will be properly delivered to the court; That the U.S.

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		Marshals Service shall admonish its personnel assigned to jury custody not to fraternize with any juror or jurors other than such as is necessary to carry out his or her specific duties set out herein, and specifically refrain from discussing his or official duty in other cases. Signed by Judge Mark E. Fuller on 3/22/06. (ws,) (Entered: 03/22/2006)
03/22/2006	253	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that the parties, counsel, and all other persons involved in any way with the defense or prosecution of this case shall not use any of the information or data provided to the parties pursuant to 28 USC Section 1867(f) or the request of any party for the purpose of identifying the name or other identifying information about those persons who may be jurors in the trial of this case; Further, that on or before 3/24/06, any party, counsel of record, expert and any other person involved with the prosecution or defense of this case who has had access to the information or data shall file with the court an affidavit certifying that they have not use the data or information for the purpose of identifying the name or other identifying information about those persons who may be jurors in the trial of this case. If any party, counsel, expert or other person is unable to make this certification, counsel shall inform the Chief U.S. Magistrate Judge of the reasons for this inability on or before March 24, 2006. Signed by Judge Mark E. Fuller on 3/22/06. (ws) Modified on 4/10/2006 (kcg,). (Entered: 03/22/2006)
03/22/2006	254	ORDER denying <u>140</u> Motion to Dismiss Counts Three and Four of the Indictment as to Don Eugene Siegelman (1), Richard Scrushy (2); denying <u>123</u> Motion to Dismiss Counts Three and Four of the Indictment based on Multiplicity as to Richard Scrushy (2). Signed by Judge Mark E. Fuller on 3/22/06. (ws) (Entered: 03/22/2006)
03/22/2006		TRANSCRIPT of Proceedings as to Richard Scrushy held on 3/14/2006 before Judge Charles S. Coody. Court Reporter: James R. Dickens. Oral argument on defendant's motion concerning prosecutorial misconduct. (sql,) (Entered: 03/22/2006)
03/22/2006		TRANSCRIPT of Proceedings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/14/2006 before Judge Mark E. Fuller. Court Reporter: James R. Dickens. Status conference. (sql,) (Entered: 03/22/2006)
03/22/2006	255	ORDER ON PRETRIAL AND TRIAL PROCEDURES as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick as follows: I PRETRIAL - (1) directing that motions in limine, proposed voir dire, and proposed jury instructions, with supporting briefs, are due by 4/3/06 with responses, with supporting briefs, due by 4/10/06; (2) directing that attorneys are required to attend a face-to-face conference no later than 4/14/06 as mutually agreed upon; (3) directing parties to file stipulations to any facts agreed to at the conference with the Court by 4/17/06; (4) directing that all exhibits must be premarked and exchanged at the 4/14/06 face-to-face conference with objections filed on or before

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4/18/06 and responses to objections filed on or before 4/21/06, directing that one copy of each defendant's witness list and exhibit list is due to the US on or before 4/14/06 and one copy to the US's witness list and exhibit list is due to each defendant on or before 4/14/06, and directing that three copies of witness lists and exhibit lists and two copies of exhibits from all parties are due to the Court by 4/28/06. II JURY SELECTION - (5) directing that juror questionnaires will be made available to counsel one week prior to jury selection, as outlined in order, with juror names available to counsel on 4/17/06; (6) directing that counsel and parties shall not reveal the contents of the questionnaires to anyone not directly involved in the litigation of this cause and that questionnaires of all jurors shall be destroyed upon completion of the empaneling of the jury; (7) directing that jurors will be selected in panels of 25-30, as outlined in order; (8) directing that the court will conduct voir dire but will allow counsel to ask questions as outlined in order, (9) directing that the identities of jurors shall not be revealed to the public or the press, that any contact with jurors will be deemed an act of contempt of this order, and that all references to the jurors in public, including in the courtroom, shall be by juror number only; (10) directing that jurors will not be sequestered in the traditional sense but will be partially sequestered as outlined in order; and (11) directing that if the jury were required to be sequestered through the willful violation of this order by any party or attorney, then the Court will order the jurors' immediate sequestration through the conclusion of trial. III TRIAL PROCEDURE - (12) directing that each defendant will be given three seats at counsel table, one for himself and two for counsel and the US will be given a minimum of four seats at counsel table, with both sides free to rotate the counsel who sit at counsel table if they choose to do so; (13) directing that, upon request from counsel, the Court will set up a small table behind each counsel table to accommodate computers and/or other technology equipment; (14) directing that there will be a limited amount of seating reserved for the press and that press members who wish to have access to press seating must register with the USMS no later than 4/17/06, as outlined in order and directing the Clerk to send a copy of this order to the press through the standard procedures for notifying the press; (15) reminding all parties and attorneys of the Court's policy on photography, broadcasting, recording and electronic devices available at <http://www.almd.uscourts.gov> and directing that cell phones PDAs, etc., are also prohibited in the courtroom--courtroom includes the courtroom and its environs as defined in the policy; (16) directing that no one will be permitted to enter or leave the courtroom during voir dire, questioning of witnesses, or attorney argument, as outlined in order; (17) directing that the order for opening statements, presentation of evidence, and cross-examination will be the order in which the defendants are named in the caption of the indictment; (18) directing that sidebars and objections which require argument outside the presence of the jury will be kept to a minimum, as outlined in order; (19) directing that an objection by one defendant will be presumed for all defendants unless specifically otherwise stated; and (20) directing that only

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		one attorney may question each witness and only that attorney may make objections during the cross-examination of that witness and directing that this rule will be strictly enforced. . Signed by Judge Mark E. Fuller on 3/22/06. (snc) (Entered: 03/22/2006)
03/22/2006 (see Volume 3)	Begin Vol. 3	(Court only) ***Motions terminated as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: 140 MOTION filed by Don Eugene Siegelman,. (ws,) (Entered: 03/27/2006)
03/23/2006 see volume 21		TRANSCRIPT of Telephone Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/21/06 before Judge Charles S. Coody. Court Reporter: James Dickens. (ws) (Entered: 03/24/2006)
03/23/2006 see volume 22		TRANSCRIPT of Telephone Conference re: Defendant Scrushy Fourth Motion for Discovery of Jury Records as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 3/20/06 before Judge Charles S. Coody. Court Reporter: James Dickens. (ws,) (Entered: 03/24/2006)
03/24/2006	257	NOTICE Of Compliance as to Richard Scrushy (Attachments: # 1 # 2 # 3 # 4 # 5 # 6 # 7 # 8 # 9)(Moore, Leslie) (Entered: 03/24/2006)
03/24/2006	259	NOTICE of Compliance by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 03/24/2006)
03/27/2006	261	RECOMMENDATION AND ORDER OF THE MAGISTRATE JUDGE as to Richard Scrushy re 132 MOTION to Dismiss <i>indictment because of prosecutorial misconduct and delay in unsealing the indictment</i> which the Court concludes should be denied. Objections to R&R are due by 4/10/2006, as further set out. Signed by Judge Charles S. Coody on 3/27/06. (kcg,) (Entered: 03/27/2006)
04/02/2006	266	Fifth MOTION for Discovery of <i>jury records and motion for immediate compulsion order or order to show cause</i> by Richard Scrushy. (Moore, Leslie) (Entered: 04/02/2006)
04/03/2006		Terminate Deadlines and Hearings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: 4/3/06 Motion hearing Challenging Jury Compositon and Jury Selection process. Hearing continued to 4/10/06. (ws) (Entered: 04/03/2006)
04/03/2006	268	SEALED DOCUMENT Notice of Filing Under Seal as to Richard Scrushy the attached Deposition of Melissa Myers under seal. [Deposition maintained w/file in separate sealed envelope]. (kcg,) (Entered: 04/03/2006)
04/03/2006	270	SEALED DOCUMENT Notice of Filing Under Seal as to Richard Scrushy the attached Deposition of Debra Hackett under seal. [Deposition maintained w/file in separate envelope under seal] (kcg,) (Entered: 04/03/2006)

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04/03/2006	271	SEALED DOCUMENT Notice of Filing Under Seal as to Richard Scrushy the attached Deposition of Wanda Robinson under seal. [Deposition maintained w/file in separate envelope under seal] (kcg,) (Entered: 04/03/2006)
04/03/2006	274	SEALED DOCUMENT Notice of Filing Under Seal as to Richard Scrushy the attached Exhibits to the Depositions of Melissa Myers, Wanda Robinson, and Debra Hackett Under Seal. [Depositions maintained w/file in separate binder under seal]. (kcg,) (Entered: 04/03/2006)
04/03/2006	277	MOTION in Limine <i>to prohibit the government's misuse of the word "laundering" at trial</i> by Richard Scrushy. (Moore, Leslie) (Entered: 04/03/2006)
04/03/2006	278	MOTION in Limine <i>regarding defendant siegelman's other alleged illegal acts</i> by Richard Scrushy. (Moore, Leslie) (Entered: 04/03/2006)
04/03/2006	279	MOTION in Limine <i>to prohibit any reference to matters concerning the earlier criminal case against Richard Scrushy in the Northern District of Alabama</i> by Richard Scrushy. (Attachments: # <u>1</u> Exhibit A)(Moore, Leslie) (Entered: 04/03/2006)
04/03/2006	280	Proposed Jury Instructions by Richard Scrushy (Moore, Leslie) (Entered: 04/03/2006)
04/03/2006	281	Proposed Voir Dire by Richard Scrushy (Moore, Leslie) (Entered: 04/03/2006)
04/03/2006	282	Proposed Jury Instructions by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 04/03/2006)
04/03/2006	283	Proposed Voir Dire by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 04/03/2006)
04/03/2006	291	Minute Entry for proceedings held before Judge Charles S. Coody :Telephone Conference RE: Fifth MOTION for Discovery of jury records and motion for immediate compulsion order or order to show cause by Richard Scrushy held on 4/3/2006 (Court Reporter James Dickens) (ws) (Entered: 04/04/2006)
04/04/2006	293	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that the parties have filed under seal depositions taken in advance of the hearing on 4/10/06 relating to the challenges to the process of jury selection. To the extent that the parties desire the court to consider these depositions, the parties shall file on or before 4/10/06, a written statment setting forth (1) the issue involved, (2) the page and line number of the transcript and (3) a brief explanation of how the testimony supports the party's position. Signed by Judge Charles S. Coody on 4/4/06. (ws,) (Entered: 04/04/2006)

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04/04/2006	●	TRANSCRIPT of Teleconference Proceedings as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 4/3/06 before Judge Charles S. Coody. Court Reporter: James R. Dickens. (kcg,) (Entered: 04/05/2006)
04/04/2006	●297	<u>CORRECTED SEALED DOCUMENT</u> Notice of Filing Under Seal as to Richard Scrushy the deposition of Melissa Myers under seal. (kcg,) (Entered: 04/06/2006)
04/04/2006	●298	<u>CORRECTED SEALED DOCUMENT</u> Notice of Filing Under Seal as to Richard Scrushy the deposition of Debra Hackett under seal. (kcg,) (Entered: 04/06/2006)
04/04/2006	●299	<u>CORRECTED SEALED DOCUMENT</u> Notice of Filing Under Seal as to Richard Scrushy the deposition of Wanda Robinson under seal. (kcg,) (Entered: 04/06/2006)
04/04/2006	●300	<u>CORRECTED SEALED DOCUMENT</u> Notice of Filing Under Seal as to Richard Scrushy the exhibits to the depositions of Melissa Myers, Wanda Robinson, and Debra Hackett under seal. (kcg,) (Entered: 04/06/2006)
04/05/2006	●301	<u>SEALED DOCUMENT</u> Notice of Filing as to Richard Scrushy the deposition of Stephen Andrews under seal. [<u>Deposition Vols. 1 and II maintained w/file in two separate sealed envelopes</u>]. (kcg,) (Entered: 04/06/2006)
04/07/2006	●302	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that a conference will be held with counsel for the parties on 4/19/2006 08:30 AM in Courtroom 2F before Hon. Chief Judge Mark E. Fuller. It is further ORDERED that, at the conference, counsel provide the Court with three copies of their witness lists for use during voir dire. Signed by Judge Mark E. Fuller on 4/7/06. (kcg,) (Entered: 04/07/2006)
04/09/2006	●303	NOTICE of designation of transcript excerpts depositions of stephen andrews march 24, 2006 and march 31, 2006 as to Richard Scrushy (Moore, Leslie) (Entered: 04/09/2006)
04/09/2006	●304	NOTICE of designation of transcript excerpts deposition of melissa myers march 10, 2006 as to Richard Scrushy (Moore, Leslie) (Entered: 04/09/2006)
04/09/2006	●305	NOTICE of designation of transcript excerpts deposition of debra hackett march 10, 2006 as to Richard Scrushy (Moore, Leslie) (Entered: 04/09/2006)
04/09/2006	●306	NOTICE of designation of trascript excerpts deposition of wanda robinson march 10, 2006 as to Richard Scrushy (Moore, Leslie) (Entered: 04/09/2006)
04/09/2006	●307	NOTICE of Filing of Exhibits by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine,

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		James) (Entered: 04/09/2006)
04/10/2006	<u>310</u>	NOTICE OF APPEAL of Magistrate Judge's Order to District Judge <i>denying defendant's motion pursuant to Fed. R. Crim. P. 12(b)(4)(B)</i> by Richard Scrushy (Moore, Leslie) (Entered: 04/10/2006)
04/10/2006	<u>311</u>	NOTICE of USA Response to Hamrick's Proposed Voir Dire by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>312</u>	NOTICE of USA Response to Roberts' Proposed Voir Dire by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>313</u>	NOTICE of USA Response to Scrushy's Proposed Voir Dire by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>314</u>	NOTICE of USA Response to Siegelman's Proposed Voir Dire by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>315</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re <u>279</u> MOTION in Limine <i>to prohibit any reference to matters concerning the earlier criminal case against Richard Scrushy in the Northern District of Alabama</i> (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>316</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re <u>278</u> MOTION in Limine <i>regarding defendant siegelman's other alleged illegal acts</i> (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>317</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re [286] MOTION in Limine <i>to Bar Evidence and Argument Regarding Alleged Payments Made by Mr. Young to Mr. Hamrick</i> (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>318</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re [284] MOTION in Limine <i>to Bar Evidence and Argument that Mr. Hamrick Deprived the State of Alabama or the Public of His Own Honest Governmental Services by Acts Allegedly Committed When He was a Private Citizen</i> (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>319</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re <u>277</u> MOTION in Limine <i>to prohibit the government's misuse of the word "laundering" at trial</i> (Perrine, James) (Entered: 04/10/2006)
04/10/2006	<u>320</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re [272] MOTION in

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		Limine To Bar Statements of Co-Defendants, Co-Conspirators, and Accomplices (Perrine, James) (Entered: 04/11/2006)
04/11/2006	<u>321</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re [287] MOTION in Limine Regarding Evidence and Argument Regarding Alleged 18 U.S.C. Section 1512(b)(3) Obstruction of Justice in Counts One, Two, and Fifteen (Perrine, James) (Entered: 04/11/2006)
04/11/2006	<u>322</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re [285] MOTION in Limine to Bar Evidence and Argument that Mr. Hamrick Deprived the State of Alabama or the Public of Governor Siegelman's Honest Governmental Services During the Period When Mr. Hamrick was a Private Citizen (Perrine, James) (Entered: 04/11/2006)
04/11/2006	<u>323</u>	JURY PROFILE NOTICE as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (kcg,) (Entered: 04/11/2006)
04/11/2006	<u>357</u>	NOTICE of Filing Under Seal by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick the Deposition of James H. Gunlach (ws) (Entered: 04/18/2006)
04/12/2006	<u>324</u>	ORDER as to Richard M. Scrushy that on April 10, 2006, Defendant Scrushy filed an Appeal from the Magistrate Judge's Order of March 15, 2006 Denying Defendant's Motion Pursuant to Fed. R. Crim. P. 12(b)(4)(B) (Doc. #310). The appeal requests that the Court require the United States to provide Defendant Scrushy with "a proposed exhibit list or similar document." Because the Court has ordered the United States to provide Defendant with its exhibit list on or before April 14, 2006 (see Doc. #255), Defendant Scrushy's Appeal (Doc. #310) is DENIED AS MOOT . Signed by Judge Mark E. Fuller on 4/12/06. (kcg,) (Entered: 04/12/2006)
04/12/2006	<u>325</u>	ORDER as to Richard M. Scrushy (2)granting <u>279</u> Motion in Limine to Prohibit Any Reference to Matters Concerning the Earlier Criminal Case Against Him in the Northern District of Alabama. The United States is prohibited from offering argument or evidence concerning the earlier criminal case against Scrushy in the Northern District of Alabama. It is further ORDERED that the Defendants are also prohibited from offering argument or evidence concerning that case. This prohibition does not apply to any evidence that is relevant to the charges in the present case . Signed by Judge Mark E. Fuller on 4/12/06. (kcg,) (Entered: 04/12/2006)
04/12/2006	<u>326</u>	ORDER that this cause is before the Court on Defendant Richard M. Scrushy's <u>278</u> Motion in Limine Regarding Defendant Siegelman's Other Alleged Illegal Acts. Upon consideration, it is hereby ORDERED that the motion is CONDITIONALLY GRANTED. The United States is prohibited from using Defendant Siegelman's other alleged illegal acts against Defendant Scrushy as evidence or in argument, unless such evidence becomes relevant to rebut evidence or argument offered by

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		Defendant Scrushy. The United States must seek permission of the Court prior to offering such evidence or argument. Signed by Judge Mark E. Fuller on 4/12/06. (kcg,) (Entered: 04/12/2006)
04/12/2006	<u>327</u>	ORDER that this cause is before the Court on Defendant Richard M. Scrushy's <u>277</u> Motion in Limine to Prohibit the Government's Misuse of the Word "Laundering" at Trial. Upon consideration, it is hereby ORDERED that the motion is GRANTED. The United States is prohibited from using the term "laundering" or bringing up the issue of money laundering in connection with Defendant Scrushy. Signed by Judge Mark E. Fuller on 4/12/06. (kcg,) (Entered: 04/12/2006)
04/12/2006	<u>330</u>	NOTICE of Juror Questionnaire Certification by Leslie V. Moore as to Richard M. Scrushy. (kcg,) (Entered: 04/13/2006)
04/12/2006	<u>331</u>	NOTICE of Juror Questionnaire Certification by Arthur W. Leach as to Richard M. Scrushy. (kcg,) (Entered: 04/13/2006)
04/12/2006	<u>332</u>	NOTICE of Juror Questionnaire Certification by Frederick G. Helmsing as to Richard M. Scrushy. (kcg,) (Entered: 04/13/2006)
04/13/2006	<u>339</u>	NOTICE of Juror Questionnaire Certification by USA Attorney Richard Pilger as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (kcg,) (Entered: 04/14/2006)
04/13/2006	<u>340</u>	NOTICE of Juror Questionnaire Certification by USA Attorney Joseph Fitzpatrick as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (kcg,) (Entered: 04/14/2006)
04/13/2006	<u>341</u>	NOTICE of Juror Questionnaire Certification by USA J.B. Perrine as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (kcg,) (Entered: 04/14/2006)
04/13/2006	<u>342</u>	NOTICE of Juror Questionnaire Certification by USA Attorney Louis Franklin as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (kcg,) (Entered: 04/14/2006)
04/13/2006	<u>343</u>	NOTICE of Juror Questionnaire Certification by USA Attorney Stephen P. Feaga as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (kcg,) (Entered: 04/14/2006)
04/13/2006	<u>344</u>	NOTICE of Juror Questionnaire Certification by Attorney James K. Jenkins as to Richard M. Scrushy (kcg,) (Entered: 04/14/2006)
04/13/2006	<u>345</u>	NOTICE of Juror Questionnaire Certification by Attorney Terry Butts as to Richard Scrushy (kcg,) (Entered: 04/14/2006)
04/13/2006	<u>359</u>	NOTICE of Filing Under Seal as to Richard Scrushy the April 6, 2006 Deposition of Debra Hackett (ws,) Additional attachment(s) added on 4/18/2006 (ws,). (Entered: 04/18/2006)
04/13/2006	<u>360</u>	NOTICE of Filing Under Seal as to Richard Scrushy the April 6, 2006 Deposition of Cornelius White (ws) Additional attachment(s) added on

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		4/18/2006 (ws,). (Entered: 04/18/2006)
04/13/2006	<u>361</u>	NOTICE of Filing Under Seal as to Richard Scrushy the April 6, 2006 Deposition of Melissa Myers (ws,) Additional attachment(s) added on 4/18/2006 (ws,). (Entered: 04/18/2006)
04/13/2006	<u>362</u>	NOTICE of Filing Under Seal as to Richard Scrushy the April 7, 2006 Deposition of Stephen Elmore (ws,) (Entered: 04/18/2006)
04/13/2006	<u>363</u>	NOTICE of Filing Under Seal as to Richard Scrushy the April 6, 2006 Deposition of Wanda Robinson (ws,) (Entered: 04/18/2006)
04/13/2006	<u>364</u>	NOTICE of Filing Under Seal as to Richard Scrushy the April 5, 2006 Deposition of Stephen Elmore (ws,) (Entered: 04/18/2006)
04/14/2006	<u>347</u>	MOTION for Leave to File <i>Out of Time Government's Motion in Limine to Bar Defendants From Presenting Testimony Or Evidence Concerning Alleged Political Motivation For the Prosecution and Supporting Memorandum of Law</i> by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Perrine, James) (Entered: 04/14/2006)
04/14/2006	<u>348</u>	MOTION in Limine to Bar Defendants From Presenting Testimony, Evidence, or Argument Concerning Alleged Political Motivation for The Prosecution and Supporting Memorandum of Law by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Perrine, James) (Entered: 04/14/2006)
04/16/2006	<u>349</u>	MOTION to supplement record in jury challenge hearing by Richard Scrushy. (Attachments: # <u>1</u> Exhibit A)(Moore, Leslie) (Entered: 04/16/2006)
04/17/2006	<u>351</u>	ORDER that this cause is before the Court on the United States' Motion for Leave of Court to File <i>Out of Time Government's Motion in Limine to Bar Defendants from Presenting Testimony or Evidence Concerning Alleged Political Motivation for the Prosecution and Supporting Memorandum of Law</i> (Doc. #347). Upon consideration, it is hereby ORDERED that the motion for leave to file is DENIED. Accordingly, it is further ORDERED that the Motion in Limine to Bar Defendants from Presenting Testimony or Evidence Concerning Alleged Political Motivation for the Prosecution and Supporting Memorandum of Law (Doc. #348) is DENIED as being filed untimely. Signed by Judge Mark E. Fuller on 4/17/06. (kcg,) (Entered: 04/17/2006)
04/17/2006	<u>352</u>	ORDER granting <u>349</u> Motion to Supplement Record in Jury Challenge Hearing as to Richard Scrushy (2). Signed by Judge Charles S. Coody on 4/17/06. (kcg,) (Entered: 04/17/2006)
04/17/2006	<u>353</u>	ORDER that there being no objections filed to the Recommendation of the Magistrate Judge filed herein on March 27, 2006 (Doc. #261), said Recommendation is hereby adopted and it is the ORDER, JUDGMENT and DECREE of the court that the defendant's motion to dismiss on the

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		basis of prosecutorial misconduct (Doc. #132) is DENIED. Signed by Judge Mark E. Fuller on 4/17/06. (kcg,) (Entered: 04/17/2006)
04/18/2006	●	ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Paul Michael Hamrick that depositions be filed under seal on a temporary basis pending the blacking out jurors name at which time the clerk may then unseal them . Signed by Judge Charles S. Coody on 4/10/06. (ws) (Entered: 04/18/2006)
04/18/2006	●358	Minute Entry for proceedings held April 10th - 13th, 2006 before Judge Charles S. Coody :Motion Hearing as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re <u>110</u> MOTION to Dismiss <i>and Challenge to the COmposition of Petit Jury Pools in The Middle District of Alabama</i> filed by Don Eugene Siegelman; [111] Preliminary MOTION to Dismiss <i>and Challenge to the Composition of Petit Jury Pools in the Middle District of Alabama</i> filed by Paul Michael Hamrick; <u>104</u> First MOTION to Dismiss <i>and challenge to the composition of petit jury pool</i> filed by Richard Scrushy. (Court Reporter James Dickens) (Attachments: # <u>1</u> Witness List# <u>2</u> Govt. Exhibit List# <u>3</u> Defendant's Exhibit List# <u>4</u> Court's Exhibits) (ws,) (Entered: 04/18/2006)
04/18/2006	●365	MOTION for Reconsideration Of Defendant Scrushy's Motion For Severance by Richard Scrushy. (Moore, Leslie) (Entered: 04/18/2006)
04/18/2006	●367	NOTICE of United States' Response to Defendants' Proposed Exhibits by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 04/18/2006)
04/18/2006	●368	NOTICE Defendant Richard M. Scrushy's Objections To The Government's Exhibits as to Richard Scrushy (Moore, Leslie) (Entered: 04/18/2006)
04/19/2006	●370	MOTION to Quash Subpoena by Mark D. Wilkerson as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(snc) (Entered: 04/19/2006)
04/19/2006	●377	Minute Entry for proceedings held before Judge Mark E. Fuller :Status Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 4/19/2006 (Court Reporter James R. Dickens.) (kcg,) (Entered: 04/21/2006)
04/19/2006	●	ORAL ORDER as to Richard Scrushy DENYING defendant's <u>365</u> MOTION for Reconsideration Of Defendant Scrushy's Motion For Severance filed by Richard Scrushy . Signed by Judge Mark E. Fuller on 4/19/06. (kcg,) (Entered: 04/21/2006)
04/19/2006	●	Minute Entry for proceedings held before Judge Mark E. Fuller :Voir Dire begun on 4/19/2006 [no pdf attached] (Court Reporter James R. Dickens.) (kcg,) (Entered: 04/21/2006)
04/19/2006	●378	Minute Entry for proceedings held before Judge Mark E. Fuller :Jury Selection as to Don Eugene Siegelman, Richard Scrushy, Gary Mack

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		Roberts, Paul Michael Hamrick held on 4/19/2006 - 4/20/2006 with JURY TRIAL to COMMENCE on 5/1/2006. (Court Reporter James R. Dickens.) (kcg,) (Entered: 04/21/2006)
04/19/2006	●	ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that the jury questionnaires and voir dire proceedings will be placed under seal until further order of the Court. Signed by Judge Mark E. Fuller on 4/19/06. (kcg,) (Entered: 04/21/2006)
04/20/2006	● 372	ORDER denying without prejudice 370 Motion to Quash as to Don Eugene Siegelman (1), Richard Scrushy (2), Gary Mack Roberts (3), Paul Michael Hamrick (4) to raising the issue at trial. The United States shall notify the court and the other parties when it will call this witness to testify at the trial. Signed by Judge Charles S. Coody on 4/20/06. (ws,) (Entered: 04/20/2006)
04/20/2006	● 373	Second MOTION to supplement record in jury challenge and motoin for extension of time by Richard Scrushy. (Moore, Leslie) (Entered: 04/20/2006)
04/21/2006	● 374	NOTICE of Memorandum of Law to Postpone Swearing In of the Jury Until the Court's Final Ruling on Defendants' Motion to Dismiss the Indictment Based on the Court's Jury Selection Plan by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 04/21/2006)
04/21/2006	● 375	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re 373 Second MOTION to supplement record in jury challenge and motoin for extension of time (Perrine, James) (Entered: 04/21/2006)
04/21/2006	● 376	NOTICE OF ATTORNEY APPEARANCE Louis V. Franklin, Sr appearing for USA. Jennifer Garrett (Franklin, Louis) (Entered: 04/21/2006)
04/21/2006	● 379	Minute Entry for proceedings held before Judge Mark E. Fuller :Status Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 4/21/2006 (Court Reporter James R. Dickens.) (kcg,) (Entered: 04/21/2006)
04/21/2006	● 380	NOTICE of United States' Response to Defendant Scrushy's Objections to Governments' Proposed Exhibits by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Attachments: # 1)(Perrine, James) (Entered: 04/21/2006)
04/21/2006	● 381	NOTICE of United States' Response to Defendant Hamrick's Objections to Government's Proposed Exhibits by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Attachments: # 1)(Perrine, James) (Entered: 04/21/2006)
04/22/2006	● 382	NOTICE of United States' Response to Defendant Roberts' Objections to Government's Proposed Exhibits by USA as to Don Eugene Siegelman,

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		Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Attachments: # 1)(Perrine, James) (Entered: 04/22/2006)
04/22/2006	<u>383</u>	NOTICE of United States' Response to Defendant Siegelman's Objections to Government's Proposed Exhibits by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Attachments: # 1)(Perrine, James) (Entered: 04/22/2006)
04/25/2006	<u>386</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that upon consideration of the Court's Order of Partial Sequestration for the jury during the trial of this cause, the Clerk of Court for the United States District Court for the Middle District of Alabama is DIRECTED, pursuant to the provisions of 28 U.S.C. 1871, to expend sums to pay for meals for all jurors and those Deputy United States Marshals who are charged with transporting, overseeing and securing the jury beginning with jury selection on April 19, 2006, April 20, 2006 and April 21, 2006 and the trial of this case beginning May 1, 2006 and continuing until the conclusion of said trial. Signed by Judge Mark E. Fuller on 4/25/06. (kcg,) (Entered: 04/25/2006)
04/25/2006 see volumes 24, 25, 26 + 27	<u>386</u>	TRANSCRIPTS of Evidentiary Proceedings [Volumes I-IV] as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on April 10, 2006, April 11, 2006, April 12, 2006, April 13, 2006 before Judge Charles S. Coody. Court Reporter: James R. Dickens. (kcg,) (Entered: 04/25/2006)
04/26/2006	<u>387</u>	NOTICE OF ATTORNEY APPEARANCE: Fred Sr. D. Gray appearing for Richard Scrushy (Gray, Fred Sr.) (Entered: 04/26/2006)
04/28/2006	<u>388</u>	NOTICE OF HEARING as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick set for 5/1/2006 AT 08:30 AM in Courtroom 2F before Hon. Chief Judge Mark E. Fuller. (kcg,) (Entered: 04/28/2006)
04/28/2006	<u>389</u>	MOTION to Exempt Curran from Invocation of Evidentiary Rule 615 or, Alternatively, MOTION for a Protective Order by Mobile Press Register, Inc., Edward Curran as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (kcg,) (Entered: 04/28/2006)
05/01/2006	<u>389</u>	JURY TRIAL (evidence commenced) for proceedings held before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/1/2006 (no pdf attached); see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/04/2006)
05/01/2006	<u>389</u>	ORAL ORDER GRANTING <u>389</u> MOTION to Exempt Curran from Invocation of Evidentiary Rule 615 MOTION for Protective Order filed by Mobile Press Register, Inc., Edward Curran . Signed by Judge Mark E. Fuller on 5/1/06. (kcg,) (Entered: 05/08/2006)

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05/01/2006	●	ORAL MOTION to allow Keith Baker and Jim Murray with the FBI to be allowed to sit at counsels table during trial by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (kcg,) (Entered: 05/08/2006)
05/01/2006	●	ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick GRANTING ORAL MOTION to allow Keith Baker and Jim Murray with the FBI to be allowed to sit at counsels table during the trial filed by USA . Signed by Judge Mark E. Fuller on 5/1/06. (kcg,) (Entered: 05/08/2006)
05/02/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to all defendants on 5/2/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/08/2006)
05/03/2006	● 390	ORDER granting 373 Motion to Supplement the Record as to Richard Scrushy (2) that the defendant shall file his supplement to the record on or before 5/10/06. In allowing this filing, the court should not be understood as accepting the validity of the filing's substance. Signed by Judge Charles S. Coody on 5/3/06. (ws) Modified on 5/3/2006 (ws,). (Entered: 05/03/2006)
05/03/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/3/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/09/2006)
05/03/2006	●	<u>SEALED TRANSCRIPT</u> of Excerpt of In-Camera Conference with Juror as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/3/06 before Judge Mark E. Fuller. Court Reporter: James R. Dickens. (kcg,) (Entered: 07/20/2006)
05/03/2006	●	<u>SEALED TRANSCRIPT</u> of Excerpt of In-Camera Conference with Juror as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/3/06 before Judge Mark E. Fuller. Court Reporter: James R. Dickens. (kcg,) (Entered: 07/20/2006)
05/04/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/4/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/09/2006)
05/05/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/5/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/09/2006)
05/05/2006	●	ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick per Brady Material argument made by dfts. Scrushy and Siegelman, the Court ORDERS the Government to go over with every agency involved and to report back to defense counsel

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		about any material that may not have been turned over before start of trial on Monday . Signed by Judge Mark E. Fuller on 5/5/06. (kcg,) (Entered: 05/09/2006)
05/05/2006	●	<u>SEALED TRANSCRIPT</u> of Excerpt of In-Camera Conference with Juror as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/5/06 before Judge Mark E. Fuller. Court Reporter: James R. Dickens. (kcg,) (Entered: 07/20/2006)
05/05/2006	●	<u>SEALED TRANSCRIPT</u> of Excerpt of In-Camera Conference with Juror as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/5/06 before Judge Mark E. Fuller. Court Reporter: James R. Dickens. (kcg,) (Entered: 07/20/2006)
05/08/2006	● 392	Second MOTION amended second motion to supplement record in jury challenge and request for additional data by Richard Scrushy. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> # <u>9</u> # <u>10</u> # <u>11</u> # <u>12</u> # <u>13</u> # <u>14</u> # <u>15</u> # <u>16</u> # <u>17</u> # <u>18</u> # <u>19</u>)(Moore, Leslie) (Entered: 05/08/2006)
05/08/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/8/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/09/2006)
05/09/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/9/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/15/2006)
05/09/2006	●	ORAL MOTION to bar the Government from bringing up the Healthsouth case from Birmingham by Richard Scrushy. (kcg,) (Entered: 05/31/2006)
05/09/2006	●	ORAL ORDER as to Richard Scrushy CONDITIONALLY GRANTING ORAL MOTION to bar the Government from bringing up the Healthsouth case from Birmingham filed by Richard Scrushy. Signed by Judge Mark E. Fuller on 5/9/06. (kcg,) (Entered: 05/31/2006)
05/10/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/10/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/10/2006	●	ORAL MOTION for Declaration of Mistrial by Richard Scrushy. (kcg,) (Entered: 05/31/2006)
05/10/2006	●	ORAL ORDER as to Richard Scrushy DENYING ORAL MOTION for Declaration of Mistrial filed by Richard Scrushy. Signed by Judge Mark E. Fuller on 5/10/06. (kcg,) (Entered: 05/31/2006)
05/10/2006	●	ORAL MOTION for Declaration of Mistrial by Richard Scrushy. (kcg,) (Entered: 05/31/2006)

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05/10/2006	●	ORAL ORDER as to Richard Scrushy DENYING ORAL MOTION for Declaration of Mistrial filed by Richard Scrushy. Signed by Judge Mark E. Fuller on 5/10/06. (kcg,) (Entered: 05/31/2006)
05/11/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/11/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/14/2006	●393	NOTICE of Government's Memorandum of Law in Support of the Admissibility of the Direct Examination Testimony of John Morrow by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 05/14/2006)
05/15/2006	●394	ORDER as to Richard Scrushy's amended second motion to supplement the record and request for additional data (doc. #392) Show Cause Response due by 5/23/2006.. Signed by Judge Charles S. Coody on 5/15/2006. (sql,) (Entered: 05/15/2006)
05/15/2006	●395	MOTION to Bar Defendants from Presenting Testimony, Evidence, Argument or Questioning Pertaining to the Means by Which Contributions were Made to or Reported by Public Officials or Candidates Other than the Defendants and to any Illegal Agreement any Person may Have had with any Public Official or Candidate other than the Defendants by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (kcg,) (Entered: 05/16/2006)
05/15/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/15/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/15/2006	●	RENEWED ORAL MOTION to Strike Testimony by Richard Scrushy with Don Siegelman and Paul Hamrick joining in. (kcg,) (Entered: 06/30/2006)
05/15/2006	●	ORAL ORDER as to Richard Scrushy GRANTING RENEWED ORAL MOTION to Strike Testimony filed by Richard Scrushy with Don Siegelman and Paul Hamrick joining in . Signed by Judge Mark E. Fuller on 5/15/06. (kcg,) (Entered: 06/30/2006)
05/15/2006	●	ORAL MOTION for a Daubert Hearing during testimony of witness Packard by Richard Scrushy. (kcg,) (Entered: 06/30/2006)
05/15/2006	●	ORAL ORDER as to Richard Scrushy DENYING ORAL MOTION for a Daubert Hearing filed by Richard Scrushy . Signed by Judge Mark E. Fuller on 5/15/06. (kcg,) (Entered: 06/30/2006)
05/15/2006	●	<u>SEALED TRANSCRIPT</u> of Excerpt of In-Camera Conference with Juror as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/15/06 before Judge Mark E. Fuller. Court Reporter: James R. Dickens. (kcg,) (Entered: 07/20/2006)












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05/16/2006	● <u>397</u>	MOTION to Quash by W. M. Coppage as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Attachments: # <u>1</u> Subpoena)(sql,) (Entered: 05/17/2006)
05/16/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/16/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/16/2006	●	RENEWED ORAL MOTION to Sever Defendant by Richard Scrushy. (kcg,) (Entered: 07/05/2006)
05/16/2006	●	ORAL ORDER as to Richard Scrushy DENYING RENEWED ORAL MOTION to Sever Defendant filed by Richard Scrushy . Signed by Judge Mark E. Fuller on 5/16/06. (kcg,) (Entered: 07/05/2006)
05/17/2006	● <u>396</u>	NOTICE <i>United States' Memorandum of Law in Support of the Admissibility of Evidence, Including Testimony and Exhibits, of the Actions of Defendants Siegelman and Hamrick with Lanny Young Prior to August 1997</i> by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 05/17/2006)
05/17/2006	● <u>398</u>	RESPONSE to Motion by Richard Scrushy re <u>395</u> MOTION to Bar Defendants from Presenting Testimony, Evidence, Argument or Questioning Pertaining to the Means by Which Contributions were Made to or Reported by Public Officials or Candidates Other than the Defendants and to any Illegal Agreement any Person may Have had with any Public Official or Candidate other than the Defendants by USA as to Don Eugene Siegelman (Moore, Leslie) (Entered: 05/17/2006)
05/17/2006	● <u>399</u>	MOTION to Withdraw Subpoena by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Franklin, Louis) (Entered: 05/17/2006)
05/17/2006	● <u>401</u>	MOTION to Quash by Mark D. Wilkerson as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Attachments: # <u>1</u> Subpoena# <u>2</u> Code of Alabama)(sql,) (Entered: 05/18/2006)
05/17/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/17/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/17/2006		(Court only) ***Motions terminated as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: <u>397</u> MOTION to Quash filed by W. M. Coppage,, <u>399</u> MOTION filed by USA,. (sql,) (Entered: 06/02/2006)
05/17/2006		(Court only) ***Motions terminated as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: <u>397</u> MOTION to

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		Quash filed by W. M. Coppage,, <u>399</u> MOTION filed by USA,, ***Excludable(s) stopped as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (snc) (Entered: 06/05/2006)
05/18/2006	<u>403</u>	STAMPED ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick DENYING United States' Memorandum of Law in Support of the Admissibility of Evidence, Including Testimony and Exhibits, of the Actions of Defendants Siegelman and Hamrick with Lanny Young Prior to August 1997 . Signed by Judge Mark E. Fuller on 5/18/06. (kcg,) (Entered: 05/19/2006)
05/18/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/18/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/19/2006	<u>402</u>	RESPONSE to Motion by Richard Scrushy re <u>401</u> MOTION to Quash (Moore, Leslie) (Entered: 05/19/2006)
05/19/2006	<u>404</u>	ORDER for Disclosure of Tax Returns and Return Information as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. That it is therefore ORDERED that the State of Alabama Department of Revenue, its Commissioner, appointees, and/or employees, disclose Waste Management tax information so as to comply fully and completely, including providing testimony, documents, and records, with any and all subpoenas that have been or will be served upon it, and/or its Commissioner, appointees, and/or employees in the trial of the above-styled case . Signed by Judge Mark E. Fuller on 5/19/06. (kcg,) (Entered: 05/19/2006)
05/19/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/19/2006 (no pf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/22/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/22/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/23/2006	<u>405</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick re <u>392</u> Second MOTION amended second motion to supplement record in jury challenge and request for additional data, <u>349</u> MOTION to supplement record in jury challenge hearing (Attachments: # <u>1</u> Exhibit 1 -- Stephen A. Elmore, Sr.)(Perrine, James) (Entered: 05/23/2006)
05/23/2006	<u>406</u>	MOTION to Quash or Modify Subpoena by Healthsouth Corporation as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Attachments: # <u>1</u> Subpoena, # <u>2</u> Attachment A to Subpoena)(snc) (Entered: 05/24/2006)

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05/23/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/23/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/24/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/24/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/24/2006		ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick DENYING AS MOOT <u>406</u> MOTION to Quash filed by Healthsouth Corporation, with leave of the Court to refile if necessary in the future . Signed by Judge Mark E. Fuller on 5/24/06. (kcg,) (Entered: 07/05/2006)
05/25/2006	 <u>407</u>	MOTION to prevent the jury from using the government's charts during deliberations by Richard Scrushy. (Moore, Leslie) (Entered: 05/25/2006)
05/25/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/25/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/26/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/26/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/30/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/30/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 05/31/2006)
05/31/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 5/31/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/01/2006)
06/01/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/1/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/02/2006)
06/02/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/2/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/09/2006)
06/05/2006		JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/5/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter

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		James R. Dickens.) (kcg,) (Entered: 06/09/2006)
06/06/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/6/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/09/2006)
06/07/2006	●411	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick regarding oral argument heard by the Court on June 6, 2006, on objections to the testimony of and exhibits related to Government witnesses Gary Moore, Billy Stenson, and Kathryn Hornberger, as further set out. Signed by Judge Mark E. Fuller on 6/7/06. (kcg,) (Entered: 06/07/2006)
06/07/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/7/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/09/2006)
06/08/2006 Attachments Maintained in separate Binder w/ 100A.	●413	MOTION for Acquittal pursuant to rule 29 of the federal rules of criminal procedure by Richard Scrushy. (Attachments: # <u>1</u> # <u>2</u>)(Moore, Leslie) (Entered: 06/08/2006)
06/08/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/8/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/09/2006)
06/09/2006	●418	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that the jurors in this case be paid an attendance fee of \$50.00 per day for all days served in excess of 30 days pursuant to 28 U.S.C. 1981(b)(2) . Signed by Judge Mark E. Fuller on 6/9/06. (jct,) (Entered: 06/09/2006)
06/09/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/9/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/20/2006)
06/09/2006	●	ORAL MOTION for Judgment of Acquittal by Richard Scrushy. (kcg,) (Entered: 07/05/2006)
06/09/2006	●	ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts and Paul Michael Hamrick's Motions for Judgment of Acquittal, that the Court will RESERVE RULING on the motions at this time. Signed by Judge Mark E. Fuller on 6/9/06. (kcg,) (Entered: 07/05/2006)
06/11/2006	●419	MOTION in Limine to Bar Defendant Scrushy's Introduction of HealthSouth's Irrelevant Prior Donations and Contributions by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Perrine, James) (Entered: 06/11/2006)

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06/12/2006	● <u>421</u>	ORDER granting the government's <u>419</u> Motion in Limine as to Don Eugene Siegelman (1), Richard Scrushy (2), Gary Mack Roberts (3), Paul Michael Hamrick (4), for reasons stated in the order. Signed by Judge Mark E. Fuller on 6/12/06. (snc) (Entered: 06/12/2006)
06/12/2006	● <u>422</u>	MOTION for Reconsideration of <i>Finding That Aiding and Abetting Charges in Counts Three and Four are Multiplicitous</i> by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Perrine, James) (Entered: 06/12/2006)
06/12/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/12/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/20/2006)
06/12/2006	●	RENEWED MOTIONS for Judgment of Acquittal by Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (kcg,) (Entered: 07/05/2006)
06/13/2006	● <u>426</u>	NOTICE of <i>Supplemental Proposed Jury Instructions</i> by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 06/13/2006)
06/13/2006	● <u>428</u>	RESPONSE to Motion by USA as to Richard Scrushy re <u>407</u> MOTION to prevent the jury from using the government's charts during deliberations (Perrine, James) (Entered: 06/13/2006)
06/13/2006	● <u>429</u>	NOTICE <i>United States' Proposed Supplemental Jury Instruction on Honest Services Fraud Offenses</i> by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (Perrine, James) (Entered: 06/13/2006)
06/13/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/13/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/20/2006)
06/13/2006	●	ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick DENYING <u>422</u> MOTION for Reconsideration filed by USA. Signed by Judge Mark E. Fuller on 6/13/06. (kcg,) (Entered: 07/05/2006)
06/13/2006	●	ORAL ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that the Court will continue to RESERVE RULING on the Rule 29 Motions at this time. Signed by Judge Mark E. Fuller on 6/13/06. (kcg,) (Entered: 07/05/2006)
06/14/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/14/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/20/2006)

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06/14/2006	●	ORAL ORDER as to Richard Scrushy GRANTING <u>407</u> MOTION to prevent the jury from using the government's charts during deliberations filed by Richard Scrushy. Signed by Judge Mark E. Fuller on 6/14/06. (kcg,) (Entered: 07/05/2006)
06/14/2006	● <u>450</u>	Court's Jury Charge as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (kcg,) (Entered: 07/19/2006)
06/15/2006	●	JURY TRIAL continuesbefore Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/15/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/20/2006)
06/16/2006	●	JURY TRIAL continuesbefore Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/16/2006 (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/20/2006)
06/19/2006	● <u>430</u>	* <u>SEALED</u> * MOTION to Seal Motion for Reconsiderationby USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (kcg,) (Entered: 06/19/2006)
06/19/2006	● <u>431</u>	* <u>SEALED</u> * MOTION for the Court to Reconsider its Instruction to the Jury on June 16, 2006, and to Give the Jury a Remedial Instruction that Properly Informs the Jury about the Law Pertaining to 18 U.S.C. 666 by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (kcg,) (Entered: 06/19/2006)
06/19/2006	● <u>432</u>	* <u>SEALED</u> * STAMPED ORDER granting <u>430</u> Motion to Seal Motion for Reconsideration as to Don Eugene Siegelman (1), Richard Scrushy (2), Gary Mack Roberts (3), Paul Michael Hamrick (4). Signed by Judge Mark E. Fuller on 6/19/06. (kcg,) (Entered: 06/19/2006)
06/19/2006	● <u>433</u>	* <u>SEALED</u> * ORDER denying <u>431</u> Motion for Reconsideration as to Don Eugene Siegelman (1), Richard Scrushy (2), Gary Mack Roberts (3), Paul Michael Hamrick (4). Signed by Judge Mark E. Fuller on 6/19/06. (kcg,) (Entered: 06/19/2006)
06/21/2006	●	JURY TRIAL continuesbefore Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/21/2006; (no pdf attached; see final entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/30/2006)
06/22/2006	●	JURY TRIAL continuesbefore Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/22/2006; (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/30/2006)
06/23/2006	●	JURY TRIAL continuesbefore Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/23/2006; (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/30/2006)

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06/23/2006	●	<u>SEALED In-Camera Hearing Held with Juror as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Letter from Juror maintained in sealed envelope with court file). (kcg,) (Entered: 07/20/2006)</u>
06/26/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/26/2006; (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/30/2006)
06/27/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/27/2006; (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/30/2006)
06/28/2006	●	JURY TRIAL continues before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick on 6/28/2006; (no pdf attached; see final trial entry for pdf) (Court Reporter James R. Dickens.) (kcg,) (Entered: 06/30/2006)
06/28/2006	●451	Court's First Supplemental Written Instruction as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick (kcg,) (Entered: 07/20/2006)
06/29/2006	●438	REDACTED JURY VERDICT as to Richard Scrushy (2) Guilty on Count 4ss,5ss,6ss-9ss. (kcg,) (Entered: 06/30/2006)
06/29/2006	●442	* <u>SEALED</u> * <u>SEALED ORDER</u> as to Richard Scrushy that the Court finds after considering all available evidence that the defendant is not likely to flee or pose a danger to the safety of any other person or the community if released pending sentencing, as further set out. Signed by Chief U.S. District Judge Mark E. Fuller (kcg,) (Entered: 06/30/2006)
06/29/2006	●	ORAL ORDER as to Don Eugene Siegelman and Richard Scrushy that conditions of release will be placed under seal until further order of this Court . Signed by Judge Mark E. Fuller on 6/29/06. (kcg,) (Entered: 07/05/2006)
06/29/2006	●446	Minute Entry for proceedings held before Judge Mark E. Fuller :Jury Trial as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/1/2006 - 6/29/2006 (Court Reporter James R. Dickens.) (Attachments: # <u>1</u> Gov't Exhibit List# <u>2</u> Dft. Hamricks Exh List# <u>3</u> Roberts Exh List# <u>4</u> Scrushys Exh List# <u>5</u> Siegelmans Exh List# <u>6</u> Courts Exh List# <u>7</u> Witness List) [<u>exhibits maintained w/court file in 9 boxes</u>] (kcg,) (Entered: 07/06/2006)
06/30/2006	●443	ORDER as to Don Eugene Siegelman, Richard Scrushy that Defendants may file supplemental briefs on their Rule 29 motions for judgment of acquittal on or before August 4, 2006. The United States may file responses to such motions on or before August 18, 2006. Defendants may file replies to the United States' responses on or before August 25, 2006.

SENT upon request
of The Court.

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		The Court will consider the briefs and then decide whether further oral argument will be necessary. If the Defendants wish to file Rule 33 motions for a new trial, those motions must be filed on or before September 29, 2006. The United States may file responses to such motions on or before October 13, 2006. Defendants may file replies to the United States' responses on or before October 20, 2006. Signed by Judge Mark E. Fuller on 6/30/06. (kcg,) (Entered: 06/30/2006)
07/06/2006	445	ORDER as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick that the Court has received requests from the public to view the exhibits admitted in the trial of this cause, it is hereby ORDERED that the parties in this case shall confer with the Courtroom Deputy to create a set of exhibits for public viewing that comply with the Court's General Order Implementing the Requirements of the E-Government Act (2:04mc3228) no later than July 21, 2006. Beginning on July 22, 2006, the Court will make available to the public those exhibits in its possession at that time . Signed by Judge Mark E. Fuller on 7/6/06. (kcg,) (Entered: 07/06/2006)
07/11/2006 (See Vol 5)	447	MOTION To Travel Out of Country by Richard Scrushy. (Gray, Fred Sr.) (Entered: 07/11/2006)
07/13/2006	448	RESPONSE to Motion by USA as to Richard Scrushy re 447 MOTION To Travel Out of Country (Franklin, Louis) (Entered: 07/13/2006)
07/14/2006	449	ORDER denying 447 Motion to Travel Out of Country as to Richard Scrushy (2). Signed by Judge Charles S. Coody on 7/14/06. (ws) (Entered: 07/14/2006)
08/04/2006		(Court only) ***Motions terminated as moot as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick: 401 MOTION to Quash filed by Mark D. Wilkerson,, 395 MOTION filed by USA, [408] MOTION to Exclude <i>Testimony and Study</i> filed by Gary Mack Roberts,. (kcg,) (Entered: 08/04/2006)
08/04/2006	454	MOTION for Acquittal Pursuant To Rule 29(c) Of The Federal Rules Of Criminal Procedure by Richard Scrushy. (Attachments: # 1)(Moore, Leslie) (Entered: 08/04/2006)
08/18/2006 (See Vol. 6)	459	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re [453] MOTION for Acquittal / <i>Renewed Motion for Judgment of Acquittal Pursuant to Fed. R. Crim. P. 29 on Count Seventeen - 18 U.S.C. Section 1512(b)(3) Obstruction of Justice</i> , 454 MOTION for Acquittal Pursuant To Rule 29(c) Of The Federal Rules Of Criminal Procedure (Perrine, James) (Entered: 08/18/2006)
08/25/2006	460	REPLY TO RESPONSE to Motion by Richard Scrushy re 454 MOTION for Acquittal Pursuant To Rule 29(c) Of The Federal Rules Of Criminal Procedure (Attachments: # 1 # 2 # 3 # 4 # 5 # 6 # 7)(Moore, Leslie) (Entered: 08/25/2006)

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09/25/2006	<u>462</u>	*SEALED* (STRICKEN PER COURT'S ORDER OF 9/27/06) MOTION for New Trial by Richard Scrushy. (Attachments: # <u>1</u> # <u>2</u> # <u>3</u> # <u>4</u> # <u>5</u> # <u>6</u> # <u>7</u> # <u>8</u> # <u>9</u> # <u>10</u> # <u>11</u> # <u>12</u> # <u>13</u> # <u>14</u> # <u>15</u> # <u>16</u> # <u>17</u> # <u>18</u>)(Moore, Leslie) Modified on 9/25/2006 (snc) to SEAL as orally directed by Judge Fuller (pending further order) (Entered: 09/25/2006)
09/25/2006		Motion for New Trial <u>462</u> sealed as directed by Chief Judge Mark Fuller as to Don Eugene Siegelman, Richard Scrushy (snc) (Entered: 09/26/2006)
09/25/2006	<u>465</u>	MOTION for Leave to Appear Pro Hac Vice Attorney: Carmen D. Hernandez by Richard Scrushy. (Attachments: # <u>1</u> Certificate of Good Standing# <u>2</u> Proposed Order) [filing fee paid of \$20.00 on 9/28/06]. (kcg,) (Entered: 09/28/2006)
09/26/2006	<u>463</u>	ORDER as to Don Eugene Siegelman and Richard Scrushy that it is hereby ORDERED that Defendants Don Eugene Siegelman's and Richard M. Scrushy's Motion for New Trial Pursuant to Rule 33(a) of the Federal Rules of Criminal Procedure (Doc. 462) is set for a Status Conference on 9/27/2006 at 12:00 PM by telephone to be arranged by counsel for defendant Scrushy before Hon. Chief Judge Mark E. Fuller. Signed by Judge Mark E. Fuller on 9/26/06. (kcg,) (Entered: 09/26/2006)
09/26/2006		EXHIBIT 5-C (DVD) to Motion for New Trial <u>462</u> received as to Don Eugene Siegelman, Richard Scrushy: (snc) Modified on 9/29/2006 (kcg,). [UNDER SEAL] (Entered: 09/26/2006)
09/27/2006	<u>464</u>	ORDER striking <u>462</u> Motion for New Trial and all supporting exhibits as to Don Eugene Siegelman (1) and Richard M. Scrushy (2) because they were not properly filed in accordance with this Court's policies or prior rulings; that nothing in this order is intended to preclude either Don Eugene Siegelman and Richard M. Scrushy from properly filing a motion for new trial prior to the deadline previously imposed by this Court. Signed by Judge Mark E. Fuller on 9/27/06. (jct,) (Entered: 09/27/2006)
09/27/2006		Minute Entry for proceedings held before Judge Mark E. Fuller :Status Conference as to Don Eugene Siegelman, Richard Scrushy held on 9/27/2006 re: Motion for New Trial filed on 9/25/06 (Court Reporter James R. Dickens.) [no pdf attached] (kcg,) (Entered: 09/28/2006)
09/29/2006	<u>466</u>	ORDER granting <u>465</u> Motion for Leave to Appear Pro Hac Vice as to Richard Scrushy (2) by Carmen D. Hernandez. Signed by Judge Mark E. Fuller on 9/29/06. (kcg,) (Entered: 09/29/2006)
09/29/2006	<u>467</u>	MOTION for New Trial by Don Eugene Siegelman, Richard Scrushy. (Attachments: # <u>1</u> Montg. Adv. Article # <u>2</u> The Decatur Daily Article# <u>3</u> The Auburn Villager Article # <u>4</u> Jury Talks Shop # <u>5</u> 5-A WSFA Article # <u>6</u> 5-B Transcription of Interview # <u>7</u> 5-C DVD # <u>8</u> General Affidavit # <u>9</u> Affidavit # <u>10</u> Affidavit #(11) Juror Questions & Answers #(12) emails #(13) email #(14) email #(15) email #(16) 14-A Butts 9.5.06 #(17) 14-B Butts 9.15.06 # <u>18</u> 14-C Butts 9.21.06)(kcg,) [unredacted version placed under seal with court file] (Entered: 09/29/2006)

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10/02/2006	<u>468</u>	MEMORANDUM OPINION AND ORDER denying [453] & [455] Motion for Acquittal as to Don Eugene Siegelman (1); denying <u>413</u> Motion for Acquittal as to Richard Scrushy (2); denying <u>454</u> Motion for Acquittal as to Richard Scrushy (2). Signed by Judge Mark E. Fuller on 10/2/06. (jct,) (Entered: 10/02/2006)
10/02/2006		(Court only) ***Motions terminated per order entered on 10/2/06 (Doc.468) as to Don Eugene Siegelman and Richard Scrushy MOTION for Acquittal filed by Richard Scrushy, MOTION for Acquittal filed by Richard Scrushy and Don Eugene Siegelman and MOTION for Acquittal filed by Don Eugene Siegelman. (kcg,) (Entered: 11/03/2006)
10/10/2006	<u>470</u>	ORDER as to Don Eugene Siegelman, Richard Scrushy re: [469] Emergency MOTION For Order to Require Preservation of Evidence re: <u>467</u> MOTION for New Trial by Don Eugene Siegelman,(incorporating ORDER TO SHOW CAUSE as to Don Eugene Siegelman, Richard Scrushy) that the government show cause in writing as to why the motion should not be granted. Show Cause Response due by 10/13/2006. Signed by Judge Mark E. Fuller on 10/10/06. (ws,) (Entered: 10/10/2006)
10/11/2006	<u>472</u>	MOTION for expedited consideration of an order to require preservation of evidence by Richard Scrushy. (Attachments: # <u>1</u> Exhibit 15-email dated 6-25-06)(Moore, Leslie) (Entered: 10/11/2006)
10/12/2006	<u>474</u>	*SEALED* MOTION for Expedited Consideration of an Order to Require Preservation of Evidence by Richard Scrushy. (ws) (Entered: 10/12/2006)
10/13/2006	<u>476</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re <u>467</u> MOTION for New Trial, [469] Emergency MOTION For Order to Require Preservation of Evidence re <u>467</u> MOTION for New Trial, <u>472</u> MOTION for expedited consideration of an order to require preservation of evidence (Perrine, James) (Entered: 10/13/2006)
10/20/2006	<u>479</u>	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>467</u> MOTION for New Trial (Moore, Leslie). [unredacted version placed under seal with court file]. (Entered: 10/20/2006)
10/25/2006	<u>480</u>	ORDER as to Don Eugene Siegelman and Richard Scrushy that it is hereby ORDERED that the Court will conduct an evidentiary hearing on issues relating to possible post-trial contact with Juror #5 on 10/31/2006 at 09:00 AM in Courtroom 2A before Hon. Chief Judge Mark E. Fuller. Defendants Don Eugene Siegelman and Richard M. Scrushy SHALL attend along with their counsel. Signed by Judge Mark E. Fuller on 10/25/06. (kcg,) (Entered: 10/25/2006)
10/25/2006	<u>481</u>	REPLY TO RESPONSE to Motion by Richard Scrushy re <u>472</u> MOTION for expedited consideration of an order to require preservation of evidence (Moore, Leslie) (Entered: 10/25/2006)
10/26/2006	<u>482</u>	MOTION for Leave to File <i>Reply To United States' Response To Defendant Scrushy's Motion For Expedited Consideration Of An Order To</i>

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		<i>Require Preservation Of Evidence</i> by Richard Scrushy. (Moore, Leslie) (Entered: 10/26/2006)
10/26/2006	●483	NOTICE OF ATTORNEY APPEARANCE: James W. Parkman, III appearing for Richard Scrushy (Parkman, James) (Entered: 10/26/2006)
10/26/2006	●484	NOTICE OF ATTORNEY APPEARANCE: James W. Parkman, III appearing for Richard Scrushy <i>Corrected Entry of Appearance</i> (Parkman, James) (Entered: 10/26/2006)
10/27/2006	●485	NOTICE OF ATTORNEY APPEARANCE: James W. Parkman, III appearing for Richard Scrushy <i>Second Corrected</i> (Parkman, James) (Entered: 10/27/2006)
10/27/2006	●486	NOTICE OF ATTORNEY APPEARANCE: Richard Martin Adams appearing for Richard Scrushy (Adams, Richard) (Entered: 10/27/2006)
10/27/2006	●487	NOTICE OF ATTORNEY APPEARANCE: William Calvin White, II appearing for Richard Scrushy (White, William) (Entered: 10/27/2006)
10/31/2006	●488	Minute Entry for proceedings held before Judge Mark E. Fuller / Evidentiary Hearing as to Don Eugene Siegelman and Richard Scrushy held on 10/31/2006 re <u>467</u> MOTION for New Trial filed by Don Eugene Siegelman and Richard Scrushy (Court Reporter James R. Dickens.) (Attachments: # <u>1</u> Courts Witness List# <u>2</u> Courts Exhibit List) [exhibits maintained w/court file in SEALED ENVELOPE]. (kcg,) (Entered: 11/01/2006)
10/31/2006	●	ORAL ORDER as to Don Eugene Siegelman and Richard Scrushy DENYING portion of <u>467</u> MOTION for New Trial filed by Richard Scrushy and Don Eugene Siegelman regarding ex parte communication with Jurors by Court . Signed by Judge Mark E. Fuller on 10/31/06. (kcg,) (Entered: 11/01/2006)
11/01/2006	●489	ORDER that because of the extraordinary circumstances and the need for the sequestration of the court's witnesses at the October 31, 2006 hearing, it is hereby ORDERED that, for the convenience of the court, all reasonable costs associated with providing meals and refreshments for the court's witnesses be paid out of the Attorney Fee Fund of the Middle District of Alabama . Signed by Judge Mark E. Fuller on 11/1/06. (kcg,) (Entered: 11/01/2006)
11/03/2006	●491	ORDER granting <u>482</u> Motion for Leave to File Reply to United States' Response to Defendant Scrushy's Motion for Expedited Consideration of an Order to Require Preservation of Evidence as to Richard Scrushy (2). Signed by Judge Mark E. Fuller on 11/3/06. (kcg,) (Entered: 11/03/2006)
11/06/2006	●492	MEMORANDUM OPINION AND ORDER as to Don Eugene Siegelman and Richard Scrushy as follows: (1) The Court will conduct an evidentiary hearing whether extraneous prejudicial information was improperly brought to the jury's attention or whether any outside influence was improperly brought to bear upon any juror in this case on 11/17/2006

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		08:30 AM in Courtroom 2F. (2) It is further ORDERED that Defendants Don Eugene Siegelman and Richard M. Scrushy SHALL attend the November 17, 2006 hearing along with their counsel. (3) Don Eugene Siegelman's Emergency Motion for Order to Require Preservation of Evidence (Doc. #469) is DENIED. (4) Defendant Richard M. Scrushy's Motions for Expedited Consideration of an Order to Require Preservation of Evidence (Doc. #472 & #474) are DENIED. Signed by Judge Mark E. Fuller on 11/6/06. (kcg,) (Entered: 11/06/2006)
11/06/2006	●493	ORDER as to Don Eugene Siegelman and Richard M. Scrushy that because of the extraordinary circumstances and the need for the sequestration of the Court's witnesses at the hearing to be held in this case on November 17, 2006, it is hereby ORDERED that, for the convenience of the Court, all reasonable costs associated with providing meals and refreshments for the Court's witnesses be paid for out of the Attorney Fee Fund of the Middle District of Alabama. Signed by Judge Mark E. Fuller on 11/6/06. (kcg,) (Entered: 11/06/2006)
11/06/2006 See Volume 28	●494	TRANSCRIPT of Evidentiary Hearing Proceedings (PDF available for court use only) as to Don Eugene Siegelman and Richard Scrushy held on 10/31/06 before Judge Mark E. Fuller. Court Reporter: James R. Dickens. (kcg,) (Entered: 11/06/2006)
11/06/2006	●495	*SEALED* TRANSCRIPT of SEALED Portion of Evidentiary Hearing Proceedings (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy held on 10/31/06 before Judge Mark E. Fuller. Court Reporter: James R. Dickens. (kcg,) (Entered: 11/08/2006)
11/06/2006		(Court only) ***Motions terminated as to Richard Scrushy: 474 MOTION for Expedited Consideration of an Order SEALED MOTION filed by Richard Scrushy per order entered document #492. (kcg,) (Entered: 11/09/2006)
11/09/2006	●496	*SEALED* MOTION for Issuance of Subpoenas for November 17, 2006 Evidentiary Hearing by Richard Scrushy. (Attachments: # 1 Exhibit 16 Declaration of Phillip C. Hampton# 2 Exhibit 17 Curriculum Vitae of Phillip C. Hampton# 3 Exhibit 18 Attachment A Auburn University# 4 Exhibit 19 Attachment B Google# 5 Exhibit 20 Attachment C AOL)(kcg,) (Entered: 11/09/2006)
11/09/2006	●497	*SEALED* SEALED MOTION to Seal United States' Motion for Leave to Supplement the Record of the Court's Evidentiary Hearing on October 31, 2006 and to Seal the Instant Motion by USA as to Don Eugene Siegelman and Richard Scrushy. (kcg,) (Entered: 11/13/2006)
11/09/2006	●498	*SEALED* SEALED MOTION for Leave to Supplement the Record of the Court's Evidentiary Hearing on October 31, 2006 by USA as to Don Eugene Siegelman and Richard Scrushy. [attachment maintained w/motion in sealed envelope]. (kcg,) (Entered: 11/13/2006)

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11/13/2006	<u>499</u>	<u>*SEALED* ORDER</u> denying <u>496</u> Motion for Issuance of Subpoenas for November 17, 2006 Evidentiary Hearing as to Richard Scrushy (2). Signed by Judge Mark E. Fuller on 11/13/06. (kcg,) (Entered: 11/13/2006)
11/13/2006	<u>500</u>	<u>*SEALED* ORDER</u> granting <u>497</u> Sealed Motion for Leave to Supplement the Record of the Court's Evidentiary Hearing on October 31, 2006, and to Seal the Instant Motion as to Don Eugene Siegelman and Richard Scrushy; granting <u>498</u> Sealed Motion for Leave to Supplement the Record of the Court's Evidentiary Hearing on October 31, 2006 as to Don Eugene Siegelman and Richard Scrushy. Signed by Judge Mark E. Fuller on 11/13/06. (kcg,) (Entered: 11/13/2006)
11/17/2006	<u>501</u>	<u>*SEALED* SEALED MOTION</u> to Supplement Motion for Issuance of Subpoenas for November 17, 2006 Evidentiary Hearing by Richard Scrushy. (Attachments: # <u>1</u> Exhibit 16-A)(kcg,) (Entered: 11/20/2006)
11/17/2006	<u>502</u>	Minute Entry for proceedings held before Judge Mark E. Fuller: Evidentiary Hearing as to Don Eugene Siegelman, Richard Scrushy held on 11/17/2006 re <u>467</u> MOTION for New Trial filed by Don Eugene Siegelman, (Court Reporter James R. Dickens.) (Attachments: # <u>1</u> Courts Exhibit List# <u>2</u> Courts Witness List) (kcg,) (Entered: 11/20/2006)
11/20/2006	<u>503</u>	ORDER as to Don Eugene Siegelman and Richard Scrushy that after having heard testimony from all twelve jurors who deliberated to a verdict in this case, the Court finds that there is credible evidence which establishes that during deliberations some of the jurors were exposed to the following extrinsic or extraneous evidence: (1) a copy of the Second Superceding Indictment obtained from the website of the United States District Court for the Middle District of Alabama and (2) juror information from the website of the United States District Court for the Middle District of Alabama concerning the foreperson's obligation to preside over the jury's deliberations and to give every juror a fair opportunity to express his or her views. The Court ORDERS that the Government and Defendants shall file a final brief on December 1, 2006, no later than 5:00 p.m. The Court will not entertain motions for extentions of any deadline set by this Order, as further set out. Signed by Judge Mark E. Fuller on 11/20/06. (kcg,) (Entered: 11/20/2006)
11/24/2006	<u>504</u>	MOTION for Leave to File <i>Motion to Unseal and for Access to Transcripts or Records</i> by Richard Scrushy. (Leach, Arthur) (Entered: 11/24/2006)
11/27/2006 SEE volume 29	<u>505</u>	TRANSCRIPT of Evidentiary Hearing Proceedings (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy held on 11/17/06 before Judge Mark E. Fuller. Court Reporter: James Dickens. (ws,) (Entered: 11/27/2006)
11/27/2006	<u>507</u>	ORDER granting in part and denying in part <u>504</u> Motion for Leave to File as to Richard Scrushy (2) as set out in this order. Signed by Judge Mark E. Fuller on 11/27/06. (ws,) (Entered: 11/27/2006)

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11/29/2006	<u>509</u>	MOTION for Leave to File <i>Motion To Supplement Record</i> by Richard Scrushy. (Attachments: # <u>1</u> Exhibit 21-Montgomery Advertiser articles)(Moore, Leslie) (Entered: 11/29/2006)
11/30/2006 <i>Exhibits Maintained In Separate Binder w/ ROA</i>	<u>510</u>	MOTION for Leave to File <i>Second Motion To Supplement Record</i> by Richard Scrushy. (Attachments: # <u>1</u> Exhibit 22-A Courtroom Chronicles May 2006# <u>2</u> Exhibit 22-B Courtroom Chronicles June 2006)(Moore, Leslie) (Entered: 11/30/2006)
12/01/2006	<u>512</u>	ORDER granting <u>509</u> Motion for Leave to File Motion to Supplement Record as to Richard Scrushy (2) and granting <u>510</u> Motion for Leave to File Second Motion to Supplement Record as to Richard Scrushy (2). Signed by Judge Mark E. Fuller on 12/1/06. (kcg,) (Entered: 12/01/2006)
12/01/2006	<u>515</u>	BRIEF/RESPONSE in Support by Richard Scrushy re <u>467</u> MOTION for New Trial / <i>Brief on Jury Exposure to Extrinsic Information</i> (Moore, Leslie) (Entered: 12/01/2006)
12/01/2006	<u>516</u>	BRIEF/RESPONSE in Opposition by USA as to Don Eugene Siegelman, Richard Scrushy re <u>467</u> MOTION for New Trial (Perrine, James) (Entered: 12/01/2006)
12/06/2006	<u>517</u>	*SEALED* ORDER granting <u>501</u> Sealed Motion to Supplement Motion for Issuance of Subpoenas for November 17, 2006 Evidentiary Hearing as to Richard Scrushy (2). However, it is further ORDERED that nothing in this Order is entended to change any aspect of this Court's prior ruling on Defendant Richard M. Scrushy's Motion for Issuance of Subpoenas for November 17, 2006 Evidentiary Hearing (Doc. #496). Signed by Judge Mark E. Fuller on 12/6/06. (kcg,) (Entered: 12/06/2006)
12/13/2006	<u>518</u>	MEMORANDUM OPINION AND ORDER as to Don Eugene Siegelman and Richard M. Scrushy that for the foregoing reasons, it is hereby ORDERED that any request for relief contained in Defendants Don Eugene Siegelman's and Richard M. Scrushy's Motion for New Trial Pursuant to Rule 33(a) of the Federal Rules of Criminal Procedure (Doc.#467) not previously addressed by this Court, including any remaining request for a new trial, is DENIED. It is further ORDERED that any pending objections to this Court's approach to any aspect of the inquiry into the merits of the issues relating to Defendants Don Eugene Siegelman's and Richard M. Scrushy's Motion for New Trial Pursuant to Rule 33(a) of the Federal Rules of Criminal Procedure (Doc. #467) are OVERRULED, as further set out in order . Signed by Judge Mark E. Fuller on 12/13/06. (Attachments: # <u>1</u> Appendix A) (kcg,). (Entered: 12/13/2006)
12/28/2006	<u>519</u>	MOTION for Reconsideration <i>OF ORDER DENYING NEW TRIAL AND TO SUPPLEMENT RECORD, OR IN THE ALTERNATIVE, MOTION FOR NEW TRIAL BASED ON NEWLY DISCOVERED EVIDENCE</i> by Richard Scrushy. (Attachments: # <u>1</u> Exhibit 23-email 6-25-06-1009pm# <u>2</u> Exhibit 24-email 6-25-06-1041pm# <u>3</u> Exhibit 25-email envelope)(Moore, Leslie) (Entered: 12/28/2006)

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12/29/2006	<u>521</u>	*SEALED* <u>SEALED MOTION</u> by Richard Scrushy. (Attachments: # <u>1</u> Exhibit 23# <u>2</u> Exhibit 24# <u>3</u> Exhibit 25)(sql,) Additional attachment(s) added on 1/4/2007 (kcg,). (Entered: 12/29/2006)
01/11/2007	<u>522</u>	ORDER as to Don Eugene Siegelman and Richard Scrushy re <u>519</u> MOTION for Reconsideration <i>OF ORDER DENYING NEW TRIAL AND TO SUPPLEMENT RECORD, OR IN THE ALTERNATIVE, MOTION FOR NEW TRIAL BASED ON NEWLY DISCOVERED EVIDENCE</i> filed by Richard Scrushy; and [520] MOTION Consolidated Motions to Reconsider the Court's November 20, 2006 and December 13, 2006 Orders, Supplement the Record, and for New Trial Pursuant to Rule 33(b)(1) of Federal Rules of Criminal Procedure filed by Don Eugene Siegelman. Upon consideration of the motions, it is hereby ORDERED that the Government show cause in writing on or before 1/19/2007 as to why the motions should not be granted. Signed by Judge Mark E. Fuller on 1/11/07. (kcg,) (Entered: 01/11/2007)
01/19/2007	<u>523</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re <u>519</u> MOTION for Reconsideration <i>OF ORDER DENYING NEW TRIAL AND TO SUPPLEMENT RECORD, OR IN THE ALTERNATIVE, MOTION FOR NEW TRIAL BASED ON NEWLY DISCOVERED EVIDENCE</i> , [520] MOTION Consolidated Motions to Reconsider the Court's November 20, 2006 and December 13, 2006 Orders, Supplement the Record, and for New Trial Pursuant to Rule 33(b)(1) of Federal Rules of Criminal Procedure (Perrine, James) (Entered: 01/19/2007)
02/01/2007	<u>524</u>	ORDER as to Don Eugene Siegelman and Richard M. Scrushy re <u>266</u> Fifth MOTION for Discovery <i>of jury records and motion for immediate compulsion order or order to show cause</i> filed by Richard Scrushy and <u>392</u> Second MOTION amended second motion to supplement record in jury challenge and request for additional data filed by Richard Scrushy. Upon consideration of the motions, and for good cause, it is ORDERED that oral argument on both motions be and is hereby SET for 2/6/2007 03:00 PM CST by telephone conference call before Honorable Charles S. Coody. The United States shall set up this conference call. Signed by Judge Charles S. Coody on 2/1/07. (kcg,) (Entered: 02/01/2007)
02/06/2007	<u>526</u>	Minute Entry for proceedings held before Judge Charles S. Coody :Motion Hearing as to Don Eugene Siegelman, Richard Scrushy held on 2/6/2007 re <u>392</u> Second MOTION amended second motion to supplement record in jury challenge and request for additional data filed by Richard Scrushy; <u>266</u> Fifth MOTION for Discovery <i>of jury records and motion for immediate compulsion order or order to show cause</i> filed by Richard Scrushy, (Court Reporter James Dickens.) (ws,) (Entered: 02/08/2007)
02/08/2007	<u>525</u>	ORDER that now pending before the court is defendant Scrushy's fifth motion for discovery of jury records (doc. #266). The court heard oral argument on this motion on February 6, 2007. Upon consideration of the motion, and for good cause, it is ORDERED that the defendant's <u>266</u> Fifth

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		Motion for Discovery as to Richard Scrushy (2) be and is hereby GRANTED to the extent that, on or before February 14, 2007, the parties shall file either a joint stipulation or some other report regarding the status of information sought in the motion. Signed by Judge Charles S. Coody on 2/8/07. (kcg,) (Entered: 02/08/2007)
02/08/2007	<u>527</u>	ORDER that now pending before the court is defendant Scrushy's <u>392</u> Amended Second Motion to Supplement the Record in the Jury Challenge and Request for Additional Data. The court heard oral argument on this motion on February 6, 2007. Upon consideration of the motion, and for good cause, it is ORDERED as follows: 1. To the extent that the motion seeks to supplement the record by adding exhibits C through T to the record, the motion to supplement (Doc. #392) be and is GRANTED and these exhibits be and are hereby made a part of the record. 2. To the extent that the motion seeks to supplement the record by submitted limited statistical evidence related to two additional jury pools, Pool 201060403 and Pool 201060405, the motion be and is hereby GRANTED. 3. To the extent that the defendant seeks data described as "The participant history file selected for all transactions occurring after August 24, 2005 up to and including the Siegelman/Scrushy jury pool, not restricting inclusion based on Participant Number," the motion be and is hereby GRANTED. The Clerk of the Court is directed to provide this information to the defendant on or before February 14, 2007. 4. On or before February 14, 2007, the parties may file any additional factual or legal arguments to the two expert witnesses' statements filed after the close of the evidentiary hearing. 5. The motion be DENIED in all other respects. Signed by Judge Charles S. Coody on 2/8/07. (kcg,) (Entered: 02/08/2007)
02/09/2007	<u>528</u>	MOTION Submitting Joint Stipulation Regarding Pending Jury Challenge by Richard Scrushy. (Moore, Leslie) (Entered: 02/09/2007)
02/13/2007	<u>529</u>	MOTION Reporting Results of Analysis of Additional Jury Data by Richard Scrushy. (Moore, Leslie) (Entered: 02/13/2007)
02/13/2007	<u>530</u>	MOTION Submitting Additional Factual or Legal Arguments Regarding Expert Witnesses' Statements by Richard Scrushy. (Moore, Leslie) (Entered: 02/13/2007)
02/14/2007	<u>531</u>	NOTICE of United States' Motion Submitting Additional Factual or Legal Arguments Regarding Expert Witnesses' Statements Filed After the Close of the Evidentiary Hearing on Jury Selection Issues by USA as to Don Eugene Siegelman, Richard Scrushy (Perrine, James) (Entered: 02/14/2007)
02/26/2007	<u>532</u>	MOTION to supplement previously filed motion to reconsider order denying new trial and to supplement record, or in the alternative, motion for new trial based on newly discovered evidence by Richard Scrushy. (Attachments: # <u>1</u> Exhibit 26-email# <u>2</u> Exhibit 27-envelope)(Moore, Leslie) (Entered: 02/26/2007)

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03/02/2007	<u>534</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re [533] MOTION to Join Richard Scrushy's Motion to Supplement Previously Filed Motion to Reconsider, <u>532</u> MOTION to supplement previously filed motion to reconsider order denying new trial and to supplement record, or in the alternative, motion for new trial based on newly discovered evidence (Perrine, James) (Entered: 03/02/2007)
03/21/2007	<u>535</u>	ORDER that the court concludes that the following motions are properly construed as motions to supplement the record and that the motions are GRANTED to the extent that the motions seek to supplement the record with additional stipulations, analyses, and factual and legal arguments re: <u>528</u> Motion Submitting Joint Stipulation Regarding Pending Jury Challenge as to Richard Scrushy; <u>529</u> Motion Reporting Results of Analysis of Additional Jury Data as to Richard Scrushy (2); and <u>530</u> Motion Submitting Additional Factual and Legal Arguments regarding Expert Witnesses Statements as to Richard Scrushy (2); that at this juncture, the parties have represented to the court that no further submissions are necessary for the court to resolve the defendant's jury challenge; that the parties shall have until 3/26/07 to submit any analyses, pleadings, arguments or facts not already before the court in support of or in opposition to the defendant's challenge to the jury selection process in this district. Signed by Judge Charles S. Coody on 3/21/07. (ws,) (Entered: 03/21/2007)
03/29/2007	<u>536</u>	Petition to Modify Conditions of Pretrial Release by U.S. Probation Office as to Richard M. Scrushy. (Thweatt, Ron) (Entered: 03/29/2007)
03/29/2007	<u>537</u>	ORDER as to Richard Scrushy re <u>536</u> Petition to Modify Conditions of Pretrial Release. The Court Orders: The Issuance of a Summons. Signed by Judge Charles S. Coody on 3/29/07. (kcg,) (Entered: 03/29/2007)
03/29/2007	<u>538</u>	Summons Issued in case as to Richard Scrushy(Document Sealed and Unavailable for Viewing) (kcg,) (Entered: 03/29/2007)
03/29/2007	<u>539</u>	ORDER as to Richard Scrushy re <u>536</u> Petition to Modify Conditions of Pretrial Release that a Hearing on the petition be and is hereby set for 4/9/2007 10:00 AM in Courtroom 4B before Honorable Charles S. Coody. Signed by Judge Charles S. Coody on 3/29/07. (kcg,) (Entered: 03/29/2007)
03/29/2007	<u>540</u>	MOTION to Revoke Bond or <i>Modify Conditions of Post-Conviction Release as to Defendant Richard M. Scrushy for Violation of Conditions of Post-Conviction Release</i> by USA as to Richard Scrushy. (Perrine, James) (Entered: 03/29/2007)
04/02/2007	<u>541</u>	BRIEF/RESPONSE in Opposition by Richard Scrushy re <u>540</u> MOTION to Revoke Bond or <i>Modify Conditions of Post-Conviction Release as to Defendant Richard M. Scrushy for Violation of Conditions of Post-Conviction Release</i> (Moore, Leslie) (Entered: 04/02/2007)

04/09/2007	<u>542</u>	Minute Entry for proceedings held before Judge Charles S. Coody :Motion Hearing as to Richard Scrushy held on 4/9/2007 re <u>540</u> MOTION to Revoke Bond or <i>Modify Conditions of Post-Conviction Release as to Defendant Richard M. Scrushy for Violation of Conditions of Post-Conviction Release</i> filed by USA; and re <u>536</u> Petition to Modify Conditions of Pretrial Release (PDF available for court use only) (Recording Time FTR: 10:00 - 4:15.) (Attachments: # <u>1</u> Witness List# <u>2</u> Defendant's Witness List# <u>3</u> Government's Exhibit List) (ws,) (Entered: 04/10/2007)
04/09/2007		Terminate Deadlines and Hearings as to Richard Scrushy: (ws,) (Entered: 05/30/2007)
04/10/2007	<u>547</u>	Summons Returned Unexecuted in case as to Richard Scrushy (kcg,) (Entered: 04/16/2007)
04/11/2007	<u>543</u>	MOTION Extension of Boundaries for Travel by Richard Scrushy. (Adams, Richard) (Entered: 04/11/2007)
04/12/2007	<u>544</u>	NOTICE OF APPEAL of Magistrate Judge Coody's Order Denying Government's <u>540</u> Motion for Revocation of Order of Post Conviction Release for Defendant Scrushy by USA as to Richard Scrushy (snc) (Entered: 04/12/2007)
04/13/2007	<u>545</u>	ORDER that upon consideration of the petition (doc. #536) and the motion (doc. #540), and based on the evidence presented at the hearing and at oral argument, it is ORDERED as follows: 1. The <u>540</u> motion to Revoke Bond as to Richard Scrushy (2) be and is hereby DENIED. 2. The <u>536</u> Motion to Modify Conditions of Pretrial Release as to Richard Scrushy (2) is GRANTED and the defendant's conditions of release be and are hereby MODIFIED as further set out in order. Signed by Judge Charles S. Coody on 4/13/07. (kcg,) (Entered: 04/13/2007)
04/13/2007	<u>546</u>	RESPONSE to Motion by USA as to Richard Scrushy re <u>543</u> MOTION Extension of Boundaries for Travel (Franklin, Louis) (Entered: 04/13/2007)
04/18/2007	<u>548</u>	* <u>SEALED</u> * MOTION for Leave of Court to File Under Seal Defendant's Motion and Brief in Support to Recusal and Motion for Vacatur or New Trial Based on Newly Discovered Evidence by Richard Scrushy. (kcg,) Modified on 4/18/2007 (kcg,). (Entered: 04/18/2007)
04/18/2007	<u>549</u>	<u>SEALED ORDER</u> as to Richard Scrushy GRANTING Defendant's Motion for Leave of Court to File Under Seal Defendant's Motion and Brief in Support to [sic] Recusal and Motion for Vacatur or New Trial Based on Newly Discovered Evidence filed on April 18, 2007. (kcg,) (Entered: 04/18/2007)
04/18/2007	<u>550</u>	MOTION to Recuse and MOTION for Vacatur or New Trial Based on Newly Discovered Evidence by Richard Scrushy. (kcg,) Modified on 4/30/2007 (kcg,). (Entered: 04/18/2007)

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04/18/2007	<u>551</u>	Brief in Support of Motion to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence as to Richard Scrushy (Attachments: # <u>1</u> Dft Exh 1# <u>2</u> Dft Exh 2# <u>3</u> Dft Exh 3# <u>4</u> Dft Exh 4# <u>5</u> Dft Exh 5# <u>6</u> Dft Exh 6# <u>7</u> Dft Exh 7# <u>8</u> Dft Exh 8# <u>9</u> Dft Exh 9# <u>10</u> Dft Exh 10# <u>11</u> Dft Exh 11# <u>12</u> Dft Exh 12# <u>13</u> Dft Exh 13# <u>14</u> Dft Exh 14# <u>15</u> Dft Exh 15# <u>16</u> Dft Exh 16# <u>17</u> Dft Exh 17# <u>18</u> Dft Exh 18# <u>19</u> Dft Exh 19# <u>20</u> Dft Exh 20# <u>21</u> Dft Exh 21# <u>22</u> Dft Exh 22# <u>23</u> Dft Exh 23# <u>24</u> Dft Exh 24# <u>25</u> Dft Exh 25# <u>26</u> Dft Exh 26# <u>27</u> Dft Exh 27# <u>28</u> Dft Exh 28)(kcg,) Modified on 4/30/2007 (kcg,). (Entered: 04/18/2007)
04/18/2007	<u>552</u>	MOTION to Dismiss Defendant's Richard Scrushy's Case for Lack of Jurisdiction and Brief in Support Thereof (Attachments: # <u>1</u> Appendix A# <u>2</u> Appendix B# <u>3</u> Appendix C# <u>4</u> Appendix D# <u>5</u> Appendix E# <u>6</u> Appendix F# <u>7</u> Appendix G# <u>8</u> Appendix H# <u>9</u> Appendix I# <u>10</u> Appendix J# <u>11</u> Appendix K# <u>12</u> Appendix L# <u>13</u> Appendix M# <u>14</u> Appendix N# <u>15</u> Appendix O# <u>16</u> Appendix P# <u>17</u> Appendix Q# <u>18</u> Appendix R# <u>19</u> Appendix S# <u>20</u> Appendix T# <u>21</u> Appendix U# <u>22</u> Appendix V1# <u>23</u> Appendix V2# <u>24</u> Appendix V3# <u>25</u> Appendix V4)(kcg,) Modified on 4/25/2007 (kcg,). (Entered: 04/18/2007)
04/18/2007	<u>553</u>	Response by Richard Scrushy to United States' Appeal of Magistrate Coody's Order Denying Government's Motion for Revocation of Order of Post Conviction Release for Defendant Scrushy. (kcg,) Modified on 4/25/2007 (kcg,). (Entered: 04/18/2007)
04/18/2007		(Court only) ***Motions terminated as to Richard Scrushy: <u>548</u> MOTION for Leave to File filed by Richard Scrushy,. (kcg,) (Entered: 04/23/2007)
04/19/2007	<u>554</u>	<u>SEALED ORDER</u> that this cause is before the Court on Defendant Richard M. Schrushy's Motion to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence (Doc. #550). The Government shall file its response, if any, on or before April 23, 2007. The motion shall be submitted without oral argument and without further submissions from the movant on April 23, 2007. Signed Chief United States District Judge Mark E. Fuller on 4/19/2007. (kcg,) (Entered: 04/19/2007)
04/19/2007	<u>555</u>	<u>ORDER</u> that this cause is before the Court on the Motion to Dismiss Defendant's [sic] Richard Scrushy's Case for Lack of Jurisdiction and Brief in Support Thereof (Doc. #552). The Government shall file its response, if any, on or before May 3, 2007. The motion shall be submitted without oral argument and without further submission from the movant on May 3, 2007. Signed Chief United States District Judge Mark E. Fuller on 4/19/2007. (kcg,) Modified on 4/25/2007 (kcg,). (Entered: 04/19/2007)
04/20/2007	<u>556</u>	<u>ORDER</u> as to Richard Scrushy that on April 18, 2007, Defendant Richard M. Scrushy ("Scrushy") filed several documents with this Court. (Doc. #548, 550, 551, 552 & 553). James W. Parkman, III, one of Scrushy's attorneys, certified that he was filing each of the documents "under seal." Document #548 is a motion for leave to file Document #550 and Document #551 under seal. That motion (Doc. #548) has been granted by

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		a prior Order of this Court. Scrushy did not file a separate motion seeking to have Document #552 or Document #553 placed under seal, but because Mr. Parkman certified that each of these documents (Doc. #548, 550, 551, 552 & 553) was being <u>filed under seal</u> , the Clerk of Court placed the documents under seal. Having reviewed Documents #552 and Document #553, the Court can find no bases for placing these documents under seal as Scrushy has requested. Accordingly, it is hereby ORDERED that no later than April 23, 2007, Scrushy shall file either (1) a brief setting forth the grounds for his request that this Court place Document #552 and Document #553 under seal or (2) a written statement affirming that he did not intend to have Document #552 and Document #553 filed under seal. Signed by Judge Mark E. Fuller on 4/20/07. (kcg,) (Entered: 04/20/2007)
04/20/2007	<u>557</u>	TRANSCRIPT of Motion Hearing Proceedings (PDF available for court use only) as to Richard Scrushy held on 4/9/07 before Judge Charles S. Coody. Court Reporter: Risa Entrekin. (kcg,) (Entered: 04/23/2007)
04/23/2007	<u>558</u>	ORDER denying <u>543</u> Motion for extension of travel boundaries as to Richard Scrushy (2). Signed by Judge Charles S. Coody on 4/23/07. (kcg,) (Entered: 04/23/2007)
04/23/2007	<u>559</u>	MOTION to Unseal Document by Richard Scrushy. (Parkman, James) (Entered: 04/23/2007)
04/23/2007	<u>561</u>	United States' Response to Defendant Schrushy's <u>550</u> Motion to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence. (kcg,) (Entered: 04/24/2007)
04/24/2007	<u>560</u>	MOTION to Withdraw as Attorney by Terry L. Butts. by Richard Scrushy. (Jones, Michael) (Entered: 04/24/2007)
04/24/2007	<u>562</u>	MOTION to Unseal Document by Richard Scrushy. (Parkman, James) (Entered: 04/24/2007)
04/25/2007	<u>563</u>	ORDER that upon consideration of defendant Scrushy's <u>559</u> Motion to Unseal, it is hereby ORDERED that motion is GRANTED and documents <u>552</u> , <u>553</u> and <u>555</u> are unsealed . Signed by Judge Mark E. Fuller on 4/25/07. (kcg,) (Entered: 04/25/2007)
04/25/2007	<u>564</u>	ORDER granting <u>560</u> Motion to Withdraw as Attorney by Terry Butts as to Richard Scrushy (2). Signed by Judge Mark E. Fuller on 4/25/07. (kcg,) (Entered: 04/25/2007)
04/25/2007	<u>565</u>	MOTION for Leave to File <i>Supplement to Record</i> by Richard Scrushy. (Attachments: # <u>1</u> Exhibit Affidavit of James W. Parkman, III)(Parkman, James) (Entered: 04/25/2007)
04/26/2007	<u>567</u>	MEMORANDUM OPINION AND ORDER as to Richard M. Scrushy that this cause is before the Court on the Motion to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence (Doc. #550) filed on April 18, 2007 by Defendant Ricard M. Scrushy ("Scrushy"). The United States has opposed Scrushy's motions. For the reasons set forth in

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		this Memorandum Opinion and Order, the Court finds that the <u>550</u> MOTION to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence (Doc. #550) are due to be DENIED, as further set out . Signed by Judge Mark E. Fuller on 4/26/07. (kcg,) (Entered: 04/26/2007)
04/26/2007	<u>568</u>	ORDER that in light of today's ruling on the Motion to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence (Doc. #550) on grounds unrelated to the timeliness issue, it is hereby ORDERED that the <u>565</u> Motion for Leave to Supplement Record or in the Alternative to Make an Offer of Proof on the Timeliness Issue filed on April 25, 2007 by Defendant Richard M. Scrushy is DENIED as MOOT. Signed by Judge Mark E. Fuller on 4/26/07. (kcg,) (Entered: 04/26/2007)
04/26/2007	<u>569</u>	ORDER as to Richard M. Scrushy that the defendant has been found guilty of a criminal offense in accordance with the Constitution and law of the United States. Accordingly, it is ORDERED as follows: Sentencing is set for 6/26/2007 09:00 AM in Courtroom 2F before Hon. Chief Judge Mark E. Fuller. If the sentencing hearing is not completed on June 26, 2007, it will continue from day to day until completed, as further set out. Signed by Judge Mark E. Fuller on 4/26/07. (kcg,) (Entered: 04/26/2007)
04/26/2007	<u>570</u>	RESPONSE to Motion by USA as to Richard Scrushy re <u>552</u> SEALED MOTION (Franklin, Louis) (Entered: 04/26/2007)
04/27/2007	<u>571</u>	ORDER that this cause is before the Court on Defendant's <u>553</u> Response to United States' Appeal of Magistrate Coody's Order Denying Government's Motion for Revocation of Order of Post Conviction Release for Defendant Scrushy. Although not referenced in the title of the document, this response includes two motions. See Doc. #553 at p.15. First, Scrushy asks this Court to delay ruling on the Government's appeal until the transcript of the April 9, 2007 hearing is available. That motion is GRANTED. Second, Scrushy asks this Court to grant him ten days from the date on which the hearing transcript is filed with the Court to file a supplement to his response. That motion for leave to supplement is DENIED . Signed by Judge Mark E. Fuller on 4/27/07. (kcg,) (Entered: 04/27/2007)
04/30/2007	<u>573</u>	MEMORANDUM OPINION AND ORDER that this cause is before the Court on the Motion to Dismiss Defendant's Richard Scrushy's Case for Lack of Jurisdiction and Brief in Support Thereof which was filed on April 18, 2007 by Defendant Rchard M. Scrushy. By this motion, Scrushy asks that his "conviction be overturned for the District Court's lack of jurisdiction over said defendant." (Doc. #552 at pp. 28-9). Specifically, Scrushy contends that 18 U.S.C. 3231, the statute which gives the district courts of the United States original jurisdiction over all offenses against the laws of the United States, was not properly enacted. The United States has filed a brief in opposition to this motion. Having carefully considered the merits of this issue and the applicable legal precedents, the Court finds that Scrushy's motion is due to be DENIED. Accordingly, it is hereby

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		ORDERED that the <u>552</u> MOTION to Dismiss Defendant's Richard Scrushy's Case for Lack of Jurisdiction and Brief in Support Thereof is DENIED . Signed by Judge Mark E. Fuller on 4/30/07. (kcg,) (Entered: 04/30/2007)
04/30/2007	<u>574</u>	ORDER that this cause is before the Court on the United States' <u>544</u> Appeal of Magistrate Judge Coody's Order Denying Government's Motion for Revocation of Order of Post Conviction Release for Defendant Scrushy filed on April 12, 2007. Appealing pursuant to 18 U.S.C. 3145, the United States asks that this Court grant its motion, revoke the order of release for Defendant Richard M. Scrushy ("Scrushy"), and detain him pending sentencing. Scrushy opposes this request. The Court ORDERS as follows: 1. The April 13, 2007 ruling of Chief United States Magistrate Judge Charles S. Coody on petition to modify the conditions of Scrushy's release and the United States' motion for revocation of Scrushy's release is AFFIRMED in part and MODIFIED in part as set for in this Order. 2. The objections raised in the United States' Appeal of Magistrate Judge Coody's Order Denying Government's Motion for Revocation of Order of Post Conviction Release for Defendant Scrushy (Doc. #544) are OVERRULED. 3. The United States' Motion for Revocation of Modification of Order of Post-Conviction Release for Defendant Scrushy for Violation of the Conditions of His Post-Conviction Release (Doc. #540) is DENIED. 4. The petition to modify Scrushy's conditions of release (Doc. #536) is GRANTED and that Defendant Richard M. Scrushy's conditions of release be and are hereby MODIFIED as as further set out . Signed by Judge Mark E. Fuller on 4/30/07. (kcg,) (Entered: 04/30/2007)
04/30/2007	<u>575</u>	ORDER that the <u>562</u> Motion to Unseal Document by Richard M. Scrushy filed on April 24, 2007 is GRANTED in part and DENIED in part as follows: 1. To the extent that the motion requests that the Court redact documents filed under seal by Defendant Richard M. Scrushy and then make the redacted documents public, the motion is DENIED. Such a request is wholly inconsistent with the E-Government Act of 2002, as amended on August 2, 2004, and the General Order Implementing Requirements of the E-Government Act entered by this Court on December 16, 2004 (General Order No. 2:04mc3228). It is the obligation of counsel, not of the Court, to make sure that documents are properly redacted. 2. To the extent that the motion seeks leave for counsel for Richard M. Scrushy to file redacted documents in compliance the the E-Government Act of 2002, as amended on August 2, 2004, and the General Order Implementing Requirements of the E-Government Act entered by this Court on December 16, 2004 (General Order No. 2:04mc3228), it is GRANTED. 3. It is further ORDERED that the Clerk of the Court unseal the following documents: (a) the Motion to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence (Doc. #550); (b) Brief in Support of Motion to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence (Doc. #551); all exhibits attached to the Brief in Support of Motion to Recuse and

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		Motion for Vacatur or New Trial Based on Newly Discovered Evidence (Doc. #551), except for Exhibit 1, 4, 5, 6, 7 and 27. Exhibits 1, 4, 5, 6, 7 and 27 shall remain under seal because they contain addresses of individuals, Social Security numbers of individuals, dates of birth for individuals. 4. It is further ORDERED that on or before May 4, 2007, counsel for Defendant Richard M. Scrushy shall file redacted copies of Exhibits 1, 4, 5, 6, 7 and 27 to the Brief in Support of Motion to Recuse and Motion for Vacatur or New Trial Based on Newly Discovered Evidence (Doc. #551), as further set out. Signed by Judge Mark E. Fuller on 4/30/07. (kcg,) (Entered: 04/30/2007)
05/01/2007	<u>576</u>	RECOMMENDATION AND ORDER OF THE MAGISTRATE JUDGE as to Don Eugene Siegelman and Richard Scrushy re <u>110</u> MOTION to Dismiss <i>and Challenge to the Composition of Petit Jury Pools in The Middle District of Alabama</i> and <u>104</u> First MOTION to Dismiss <i>and challenge to the composition of petit jury pool</i> . Accordingly, it is the RECOMMENDATION of the Magistrate Judge that (1) defendant Scrushy's First Motion to Dismiss and Challenge to the Composition of Petit Jury Pool (doc. #104) be DENIED; (2) defendant Siegelman's Motion to Dismiss and Challenge to the Composition of Petit Jury Pools in the Middle District of Alabama (doc. #110) be DENIED. It is further ORDERED that the parties are DIRECTED to file any objections to the said Recommendation on or before 5/14/2007, as further set out. Signed by Judge Charles S. Coody on 5/1/07. (kcg,) Additional attachment(s) added on 5/1/2007 - NIST Verification Letter (kcg,). (Entered: 05/01/2007)
05/04/2007	<u>577</u>	NOTICE of Filing Redacted Copies of Exhibits as to Richard Scrushy (Attachments: # <u>1</u> Exhibit 1 Redacted# <u>2</u> Exhibit 4 Redacted# <u>3</u> Exhibit 5 Redacted# <u>4</u> Exhibit 6 Redacted# <u>5</u> Exhibit 7 Redacted# <u>6</u> Exhibit 27 Redacted)(Parkman, James) (Entered: 05/04/2007)
05/10/2007	<u>578</u>	MOTION to Withdraw as Attorney by Fred Gray, Sr.. by Richard Scrushy. (Gray, Fred Sr.) (Entered: 05/10/2007)
05/11/2007	<u>579</u>	ORDER granting <u>578</u> Motion to Withdraw as Attorney by Fred Gray as to Richard Scrushy (2). Signed by Judge Mark E. Fuller on 5/11/07. (kcg,) (Entered: 05/11/2007)
05/14/2007	<u>580</u>	OBJECTION TO REPORT AND RECOMMENDATIONS <u>576</u> by Richard Scrushy (Jenkins, James) (Entered: 05/14/2007)
05/15/2007	<u>581</u>	ORDER as to Richard Scrushy re <u>580</u> Objection to Report and Recommendations filed by Richard Scrushy, it is hereby ORDERED that the government file a response to the objections on or before 5/21/2007. Signed by Judge Mark E. Fuller on 5/15/07. (kcg,) (Entered: 05/15/2007)
05/21/2007	<u>584</u>	MOTION to Compel <i>disclosure of all evidence upon which the government will rely at sentencing in support of its argument for an enhancement</i> by Richard Scrushy. (Moore, Leslie) (Entered: 05/21/2007)

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05/21/2007	●585	ORDER as to Richard Scrushy re <u>584</u> MOTION to Compel <i>disclosure of all evidence upon which the government will rely at sentencing in support of its argument for an enhancement</i> filed by Richard Scrushy. To the extent that Scrushy asks this Court to require the Government to produce any evidence prior to May 25, 2007, the motion is DENIED. It is further ORDERED that the Government shall file a response to the motion by no later than 5/25/2007. After the Court has had a reasonable opportunity to review the motion, the response, and the applicable case law, it will rule on Scrushy's request that the Government produce the evidence and if production is ordered, the Court will set a reasonable deadline for it. Signed by Judge Mark E. Fuller on 5/21/07. (kcg,) (Entered: 05/21/2007)
05/21/2007	●586	NOTICE of United States' Response to Defendants' Objections to Magistrate's Report and Recommendation Denying Jury Challenge by USA as to Don Eugene Siegelman, Richard Scrushy (Perrine, James) (Entered: 05/21/2007)
05/24/2007	●587	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re <u>584</u> MOTION to Compel <i>disclosure of all evidence upon which the government will rely at sentencing in support of its argument for an enhancement</i> (Perrine, James) (Entered: 05/24/2007)
05/25/2007	●588	MEMORANDUM OPINION AND ORDER as to Richard M. Scrushy's Motion to Compel Disclosure of All Evidence upon Which the Government Will Rely at Sentencing in Support of its Argument for an Enhancement under U.S.S.G. 2C1.1(b)(2)(A)(ii) (Doc. #584). The Court has carefully reviewed this motion, the Government's response to this motion, and the applicable case law, both that cited by Defendant Richard M. Scrushy and that which he failed to cite. For the reasons set forth below, the <u>584</u> MOTION to Compel <i>disclosure of all evidence upon which the government will rely at sentencing in support of its argument for an enhancement</i> filed by Richard Scrushy is due to be DENIED, as further set out . Signed by Judge Mark E. Fuller on 5/25/07. (kcg,) (Entered: 05/25/2007)
05/25/2007	●590	SENTENCING MEMORANDUM by USA as to Richard Scrushy (Perrine, James) (Entered: 05/25/2007)
05/25/2007	●592	MOTION Upward Departure as to Defendant Scrushy's Offense Level for <i>Systematic and Pervasive Government Corruption</i> by USA as to Richard Scrushy. (Perrine, James) (Entered: 05/25/2007)
05/25/2007	●593	MOTION Upward Departure as to Defendant Scrushy's Offense Level for <i>Abuse of Position of Private Trust</i> by USA as to Richard Scrushy. (Perrine, James) (Entered: 05/25/2007)
05/29/2007	●594	SENTENCING MEMORANDUM by Richard Scrushy (Attachments: # <u>1</u> # <u>2</u> # <u>3</u>)(Hernandez, Carmen) (Entered: 05/29/2007)
06/12/2007	●597	NOTICE of United States' Response to Defendant Scrushy's Sentencing Memorandum by USA as to Richard Scrushy (Perrine, James) (Entered: 06/12/2007)

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		06/12/2007)	ENDVOL. 9
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06/12/2007	<u>602</u>	SENTENCING MEMORANDUM by Richard Scrushy (Hernandez, Carmen) (Entered: 06/12/2007)	
06/18/2007	<u>599</u>	Motions <u>521</u> SEALED MOTION, <u>519</u> MOTION for Reconsideration <i>OF ORDER DENYING NEW TRIAL AND TO SUPPLEMENT RECORD, OR IN THE ALTERNATIVE, MOTION FOR NEW TRIAL BASED ON NEWLY DISCOVERED EVIDENCE</i> , <u>593</u> MOTION Upward Departure as to Defendant Scrushy's Offense Level for <i>Abuse of Position of Private Trust</i> , <u>532</u> MOTION to supplement previously filed motion to reconsider order denying new trial and to supplement record, or in the alternative, motion for new trial based on newly discovered evidence and <u>592</u> MOTION Upward Departure as to Defendant Scrushy's Offense Level for <i>Systematic and Pervasive Government Corruption</i> Referred to Judge Mark E. Fuller. Motions no longer referred to Judge Charles S. Coody. (kcg,) (Entered: 06/18/2007)	
06/18/2007	<u>605</u>	Minute Entry for proceedings held before Judge Mark E. Fuller :Status Conference as to Richard Scrushy held on 6/18/2007 (PDF available for court use only) (Court Reporter Risa Entrekin.) (kcg,) (Entered: 06/18/2007)	
06/20/2007	<u>606</u>	MOTION to Quash Subpoenaby William Kurtz as to Don Eugene Siegelman, Richard Scrushy. (Attachments: (1) Exhibit A, (2) Exhibit B)(kcg,) (Entered: 06/20/2007)	
06/20/2007	<u>607</u>	ORDER as to Don Eugene Siegelman and Richard Scrushy re <u>606</u> MOTION to Quash Subpoena filed by William Kurtz. Upon consideration of the motion, it is hereby ORDERED that the Government show cause in writing on or before 6/21/2007 as to why the motion should not be granted. Signed by Judge Mark E. Fuller on 6/20/07. (kcg,) (Entered: 06/20/2007)	
06/20/2007	<u>608</u>	RESPONSE to Motion by USA as to Don Eugene Siegelman, Richard Scrushy re <u>606</u> MOTION to Quash <i>Subpoena</i> (Franklin, Louis) (Entered: 06/20/2007)	
06/20/2007	<u>610</u>	MOTION to Withdraw as Attorney by Jennifer M. Garrettby USA as to Don Eugene Siegelman, Richard Scrushy. (kcg,) (Entered: 06/22/2007)	
06/21/2007	<u>609</u>	ORDER denying <u>606</u> Motion to Quash Subpoena as to Don Eugene Siegelman (1)and Richard Scrushy (2). Signed by Judge Mark E. Fuller on 6/21/07. (kcg,) (Entered: 06/21/2007)	
06/22/2007	<u>611</u>	MEMORANDUM OPINION AND ORDER as to Don Eugene Siegelman and Richard Scrushy that for the reasons set forth above, it is hereby ORDERED as follows: (1) Defendant Richard M. Scrushy's Motion to Reconsider Order Denying New Trial and to Supplement Record, or in the	

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		Alternative, Motion for New Trial Based on Newly Discovered Evidence (Doc. #519) and Doc. #521) is GRANTED in part and DENIED in part. To the extent that these motions seek to supplement the record with the addition of Exhibits 23, 24, and 25, the motions are GRANTED. All other relief requested by these motions is DENIED. (2) Defendant Governor Don Eugene Siegelman's Consolidated Motions to Reconsider the Court's November 20, 2006 and December 13, 2006 Orders, Supplement the Record, and for New Trial Pursuant to Rule 33(b)(1) of the Federal Rules of Criminal Procedure (Doc. #520) is GRANTED in part and DENIED in part. To the extent that this motion seeks to supplement the record with the addition of Exhibits 23, 24, and 25, the motion is GRANTED. All other relief requested by this motion is DENIED. (3) Defendant Richard M. Scrushy's Motion to Supplement Previously Filed Motion to Reconsider Order Denying New Trial and to Supplement Record, or in the Alternative, Motin for New Trial Based on Newly Discovered Evidence (Doc. #532) is GRANTED in part and DENIED in apart. To the extent that this motion seeks to supplement the record with the addition of Exhibits 26 and 27, the motion is GRANTED. All other relief requested by this motion is DENIED. Signed by Judge Mark E. Fuller on 6/22/07. (kcg,) (Entered: 06/22/2007)
06/22/2007	<u>612</u>	MEMORANDUM OPINION AND ORDER as to Don Eugene Siegelman and Richard M. Scrushy that based on the foregoing, and after an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the Court that: (1) The Recommendation and Order of the Magistrate Judge (Doc. #576) entered on May 1, 2007 (Doc. #576) is ADOPTED in part and SUPPLEMENTED in part as set out in this Memorandum Opinion and Order; and (2) The objections to the Recommendation of the Magistrate Judge filed by Scrushy (Doc. #580) and adopted by Siegelman (Doc. #582) are OVERRULED; and (3) Defendant Richard M. Scrushy's Preliminary Motion to Dismiss and Challenge to the Composition of Petit Jury Pools in the Middle District of Alabama (Doc. #104) is DENIED; and (4) Defendant Don E. Siegelman's Preliminary Motion to Dismiss and Challenge to the Composition of Petit Jury Pools in the Middle District of Alabama (Doc. #110) is DENIED. Signed by Judge Mark E. Fuller on 6/22/07. (kcg,) (Entered: 06/22/2007)
06/22/2007	<u>613</u>	ORDER granting <u>610</u> Government's Motion to Withdraw as Attorney by Jennifer M. Garrett . Signed by Judge Mark E. Fuller on 6/22/07. (kcg,) (Entered: 06/22/2007)
06/26/2007	<u>616</u>	NOTICE of Filing Photographs of Government Charts from trial by Richard Scrushy. [photographs 1-46 are maintained w/file in separate binder]. (kcg,) (Entered: 06/29/2007)
06/26/2007	<u>619</u>	In Camera Hearing <u>UNDER SEAL</u> as to Richard M. Scrushy (Attachments: (1) Dft. Exhibit List, (2) Witness List) [exhibits placed under seal with court file].(kcg,) (Entered: 07/03/2007)

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06/26/2007	623	Minute Entry for proceedings held before Judge Mark E. Fuller :Sentencing held on 6/26/2007 -6/28/2007 as to Richard Scrushy. (PDF available for court use only) (Court Reporter Mitchell Reisner.) (Attachments: (1) Scrushy Exhibit List, (2) Gov't Exhibit List, (3) Witness List) [<u>exhibits maintained w/file in separate binder</u>].(kcg,) (Entered: 07/03/2007)
06/26/2007		Corrective Minute Entry (for statistical purposes only) for Sentencing Hearing held before Judge Mark E. Fuller on 6/26/2007 thru 6/28/2007 as to Don Eugene Siegelman, Richard Scrushy (PDF available for court use only) (Court Reporter Mitchell Reisner.) (snc) (Entered: 07/10/2007)
06/28/2007	615	MOTION for Bond <i>Pending Appeal</i> by Richard Scrushy. (Moore, Leslie) (Entered: 06/28/2007)
06/28/2007		ORAL ORDER DENYING 594 Motion for Downward Departure filed by Richard Scrushy. Signed by Judge Mark E. Fuller on 6/28/07. (kcg,) (Entered: 07/05/2007)
06/28/2007		ORAL ORDER DENYING 593 MOTION Upward Departure as to Defendant Scrushy's Offense Level <i>for Abuse of Position of Private Trust</i> filed by USA and DENYING 592 MOTION Upward Departure as to Defendant Scrushy's Offense Level <i>for Systematic and Pervasive Government Corruption</i> filed by USA . Signed by Judge Mark E. Fuller on 6/28/07. (kcg,) (Entered: 07/05/2007)
06/28/2007		ORAL MOTION for an Appeal Bond by Don Eugene Siegelman and Richard Scrushy. (kcg,) (Entered: 07/05/2007)
06/28/2007		ORAL ORDER DENYING ORAL MOTION for an Appeal Bond filed by Richard Scrushy and Don Eugene Siegelman . Signed by Judge Mark E. Fuller on 6/28/07. (kcg,) (Entered: 07/05/2007)
06/29/2007	617	ORDER denying 615 Motion for Bond Pending Appeal as to Richard Scrushy (4). Signed by Judge Mark E. Fuller on 6/29/07. (kcg,) (Entered: 06/29/2007)
07/02/2007	618	MOTION to Dismiss <i>First Superseding Indictment</i> by USA as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. (Attachments: # 1 Text of Proposed Order)(Franklin, Louis) (Entered: 07/02/2007)
07/03/2007	621	ORDER granting 618 Motion to Dismiss First Superseding Indictment as to Don Eugene Siegelman (1) and Richard M. Scrushy (4). Signed by Judge Mark E. Fuller on 7/3/07. (kcg,) (Entered: 07/03/2007)
07/03/2007	625	ORDER as to Don Eugene Siegelman and Richard Scrushy that in order that the record in this case may be clear with respect to Count Three of the Second Superseding Indictment as to Defendant Scrushy and Count Four of the Second Superseding Indictment as to Defendant Siegelman, it is hereby ORDERED that the Clerk of the Court shall docket this statement regarding those counts, as further set out . Signed by Judge Mark E. Fuller

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		on 7/3/07. (kcg,) (Entered: 07/03/2007)
07/03/2007	<u>627</u>	JUDGMENT as to Richard M. Scrushy 82 Mos Imp consisting of 82 Mos on Ct 4ss, 60 Mos on Ct. 5ss and 82 Mos on Cts. 6ss-9ss, all to run CC; 3 Yrs Sup Rel; \$600 SA; \$150,000 Fine; \$267,000 Restit; \$1,952.66 per month for imprisonment and \$3,450.00 per year on supervision . Signed by Judge Mark E. Fuller on 7/3/07. (kcg,) (Entered: 07/03/2007)
07/11/2007	<u>635</u>	NOTICE OF APPEAL by Richard Scrushy re <u>627</u> Judgment, (Moore, Leslie) (Entered: 07/11/2007)
07/11/2007		Transmission of Notice of Appeal and Certified copy of Docket Sheet and Order as to Richard Scrushy to US Court of Appeals re <u>635</u> Notice of Appeal - Final Judgment (ydw,) (Entered: 07/11/2007)
07/11/2007		USCA Appeal Fees received \$ 455, receipt number 0780 as to Richard Scrushy re <u>635</u> Notice of Appeal - Final Judgment (ydw,) (Entered: 07/12/2007)
07/23/2007	<u>638</u>	RECEIVED TRANSCRIPT REQUEST re <u>635</u> Notice of Appeal - Final Judgment from James K. Jenkins counsel for Richard Scrushy, with following notation: Sentencing proceedings held on 06/26-28/07, (including Scrushy in camera hearing), Mitchell Reisner, before Judge Mark E. Fuller; Pre-Trial Proceedings 10/28/05 (chambers & court); 12/28/05, Mag. Judge C. Coody/ V. McPherson, Risa Entrekin; Conference as to Richard Scrushy held on 6/18/2007, Court Reporter Risa Entrekin; Trial, Other (See Attachments: # <u>1</u> Attachment), James Dickens. Copy to COURT Reporter (ydw,) (Entered: 07/24/2007)
07/27/2007	<u>640</u>	NOTICE OF APPEAL by USA as to Richard Scrushy re <u>627</u> Judgment, (Perrine, James) (Entered: 07/27/2007)
08/03/2007	<u>646</u>	TRANSCRIPT re <u>635</u> Notice of Appeal - Final Judgment of Status Conference (PDF available for court use only) filed as to Richard Scrushy for dates of 06/18/07 before Judge Mark E. Fuller, Court Reporter: Risa Entrekin. (ydw,) (Entered: 08/14/2007)
08/07/2007		Transmission of Notice of Appeal and Certified copy of Docket Sheet and Order as to Richard Scrushy to US Court of Appeals re <u>640</u> Notice of Appeal - Final Judgment (ydw,) (Entered: 08/07/2007)
08/07/2007	<u>643</u>	ORDER of USCA as to Richard Scrushy re 07-13163-B, <u>635</u> Notice of Appeal - Final Judgment; Now before the Court are Appellant Scrushy's twenty-nine page "Time-Sensitive Motion for Issuance of Rule 17(c) Subpoenas and Motion to file Exhibits Under Seals," as well as a separate request for leave to exceed the twenty page limit for motions with respect to the "Time-Sensitive Motion..." Scrushy's motion for leave to exceed the page limit for motions by nine pages is GRANTED, and Scrushy's "Time-Sensitive Motion..." with the excess pages, is now deemed properly filed. Scrushy's "Time-Sensitive Motion..." is construed as requesting the following relief: (a) For leave to file under seal the Exhibits to the "Time-Sensitive Motion..." in order to protect the identity of the

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		individuals who served as jurors, as ordered by the district court; (b) For the Court to take one of the following actions: (i) authorize Scrushy to issue subpoenas for certain records; (ii) directly subpoena the records and examine them in camera; on (iii) appoint a special master with subpoena power; (c) For the Court to issue an injunction directed to the individuals who served as jurors and certain Internet Service Providers. The motion for leave to file the Exhibits under seal is GRANTED. Scrushy is directed to file one redacted copy of the Exhibits for public use within fourteen(14) days of the date of entry of this order. In all other respects, the "time-Sensitive Motion..." is DENIED. We express no view on the merits of any issue which may be raised in this appeal, and nothing in this order should be construed as such. The Clerk is DIRECTED to schedule this appeal for oral argument once briefing has been completed. BEFORE: ANDERSON, BLACK, and HULL, Circuit Judges. BY THE COURT: (ydw,) (Entered: 08/07/2007)
08/08/2007	<u>644</u>	RECEIVED TRANSCRIPT REQUEST re <u>640</u> Notice of Appeal by USA as to Richard Scrushy with following notation, "All necessary transcript(s) on file." (dmn) (Entered: 08/09/2007)
08/23/2007	<u>648</u>	MOTION Pursuant To Fed. R. Crim. P. 38 To Pay Fine And Restitution Amounts Into The Registry Of The Court Pending Appeal by Richard Scrushy. (Moore, Leslie) (Entered: 08/23/2007)
08/24/2007	<u>649</u>	RESPONSE to Motion by USA as to Richard Scrushy re <u>648</u> MOTION Pursuant To Fed. R. Crim. P. 38 To Pay Fine And Restitution Amounts Into The Registry Of The Court Pending Appeal (Perrine, James) (Entered: 08/24/2007)
08/29/2007	<u>650</u>	RESPONSE to Motion by USA as to Richard Scrushy re <u>648</u> MOTION Pursuant To Fed. R. Crim. P. 38 To Pay Fine And Restitution Amounts Into The Registry Of The Court Pending Appeal (Attachments: # 1)(Neeley, R.) (Entered: 08/29/2007)
08/31/2007	<u>651</u>	ORDER granting in part and denying in part <u>648</u> Motion to Pay Fine and Restitution Amounts Into the Registry of the Court Pending Appeal as to Richard Scrushy (4) as further set out in order; Defendant Scrushy shall have until 9/14/07 to deposit the \$150,000 fine and the \$267,000 in restitution owed into the Registry of the Court; directing the Clerk of Court to place these funds into the commercial Registry account as further set out; further ORDERING that the costs of incarceration while Defendant Scrushy is imprisoned in a BOP facility will be due to be paid to the Clerk of the Court on a monthly basis due no later than the fifteenth day of the following month; this Order shall be incorporated into and become a part of the original Judgment <u>627</u> in lieu of entering an Amended Judgment; any objection to any part of this order shall be filed with the Court no later than 9/7/07. Signed by Judge Mark E. Fuller on 8/31/07. (ajr,) (Entered: 08/31/2007)

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09/12/2007 SEE VOL. 32	<u>652</u>	TRANSCRIPT of Sentencing Proceedings [VOL. I of III] (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy held on 6/26/07 before Judge Mark E. Fuller. Court Reporter: Mitchell Reisner. (kcg,) (Entered: 09/13/2007)
09/12/2007 SEE Volume 33	<u>653</u>	TRANSCRIPT of Sentencing Proceedings [VOL. II of III] (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy held on 6/27/07 before Judge Mark E. Fuller. Court Reporter: Mitchell Reisner. (kcg,) (Entered: 09/13/2007)
09/12/2007 SEE Volume 34	<u>654</u>	TRANSCRIPT of Sentencing Proceedings [VOL. III of III] (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy held on 6/28/07 before Judge Mark E. Fuller. Court Reporter: Mitchell Reisner. (kcg,) (Entered: 09/13/2007)
09/13/2007	<u>655</u>	ORDER of USCA as to Don Eugene Siegelman, Richard Scrushy re <u>635</u> Notice of Appeal - Final Judgment, [637] Notice of Appeal - Final Judgment, [632] Notice of Appeal - Final Judgment, [639] Notice of Appeal - Final Judgment, <u>640</u> Notice of Appeal - Final Judgment 11th Circuit Appeal No. 07-13163-B, that by letter dated August 27, 2007, Court Reporter Risa L. Entrekin has informed the Court that the court reporter who reported the trial of this case has died, leaving the trial transcript largely unfinished. Ms. Entrekin, who has undertaken responsibility for completion of the transcript in addition to her present workload, requests an extension of time until December 31, 2007, to complete and file the trial transcript. Her request for an extension of time is GRANTED. The trial transcript is due to be completed and filed with the district court no later than December 31, 2007. /s/R. Lanier Anderson, UNITED STATES CIRCUIT JUDGE (ydw,) (Entered: 09/14/2007)
BEGIN VOL. 11 10/16/2007	<u>662</u>	LIMITED REMAND ORDER of USCA (certified copy) as to Richard Scrushy re <u>635</u> Notice of Appeal - Final Judgment 11th Circuit Appeal No. 07-13163-B; Now before the Court are Appellat Scrushy's motion for release on bond pending appeal and his motion to supplement the motion for release. The district court denied Scrushy's motion for release pending appeal without explaining the reasons for its ruling. Accordingly, this matter is REMANDED to the district court for the limited purpose of entry of an order explaining its denial of the motion for release which Scrushy filed below. See Fed.R.App.P.9(a)(1)and (b)(1); In re Smith, 823 F.2d 401 (11th Cir. 1987). The court should enter its order expeditiously. Once the district court has entered its order on limited remand, Scrushy's motion for release, as well as his motion to supplement such motion, will be ripe for decision by this Court. BEFORE: TJOFLET and ANDERSON, Circuit Judges. BY THE COURT: (ydw,) (Entered: 10/19/2007)
11/01/2007	<u>665</u>	MEMORANDUM OPINION as to Richard Scrushy, that this cause is before the Court on a limited remand from the United States Court of Appeals for the Eleventh Circuit that issued on October 15, 2007. On June 29, 2006, a jury returned a verdict against Defendant Richard M. Scrushy on six counts in the Second Superseding Indictment. Scrushy's convictions

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		are for federal funds bribery, conspiracy, and honest services mail fraud. After the verdict, the Court resolved a number of motions relating to the case. From June 26, 2007 to June 28, 2007, the Court conducted a sentencing hearing. The Court Sentenced Scrushy to eighty two months imprisonment followed by three years of supervised release, a fine, and restitution. The Court also ordered that Scrushy pay the cost of imprisonment and supervision. Scrushy filed Defendant Richard M. Scrushy's Motion for Release on Bond Pending Appeal (Doc.#615). The Court denied the motion. The Eleventh Circuit remanded the case to this Court for the limited purpose of the entry of an opinion explaining its June 29, 2007 Order (Doc. #617) denying the Defendant Richard M. Scrushy's Motion for Release on Bond Pending Appeal (Doc. #615), which motion was filed on June 28, 2007, as further set out in order. For the foregoing reasons, this Court entered its Order (Doc. # 617) denying the Defendant Richard M. Scrushy's Motion for Release on Bond Pending Appeal (Doc. #615). Done this the 1st day of November, 2007.. Signed by Judge Mark E. Fuller on 11/1/07. (ydw,) (Entered: 11/01/2007)
12/05/2007	<u>667</u>	<u>SEALED TRANSCRIPT</u> of Volume I of JURY SELECTION held on April 19, 2006, before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens) (Transcript available only to the attorneys, parties, and the 11th Circuit per Judge Fuller)(snc) Modified on 12/10/2007 to reflect that Jury Selection was held April 19, 06 not August.(ydw,). (Entered: 12/05/2007)
12/05/2007	<u>668</u>	<u>SEALED TRANSCRIPT</u> of Volume II of JURY SELECTION held on April 20, 2006, before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens) (Transcript available only to the attorneys, parties, and the 11th Circuit per Judge Fuller).(snc) Modified on 12/10/2007 to reflect that JURY SELECTION was held April 20, 06 not August(ydw,). (Entered: 12/05/2007)
12/05/2007	<u>669</u>	<u>SEALED TRANSCRIPT</u> of Volume III of JURY SELECTION held on April 21, 2006, before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens) (Transcript available only to the attorneys, parties, and the 11th Circuit per Judge Fuller)(snc) Modified on 12/10/2007 to reflect that JURY SELECTION was held April 21, 06 not August.(ydw,). (Entered: 12/05/2007)
12/07/2007 SEE Volume 35	<u>670</u>	<u>TRANSCRIPT</u> of Volume I of JURY TRIAL PROCEEDINGS held on May 1, 2006 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). (PDF available for court use only) (kcg,) (Entered: 12/07/2007)
12/07/2007	<u>671</u>	<u>SEALED TRANSCRIPT</u> of May 1, 2006 VOLUME I JURY TRIAL PROCEEDINGS of Sidebar Conference Pages 95:23-98:15 held on May

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		1, 2006 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens) (Transcript available only to the attorneys, parties, and the 11th Circuit per Judge Fuller). (kcg,) Modified on 12/7/2007 (kcg,). (Entered: 12/07/2007)
12/07/2007	672	SEALED TRANSCRIPT of May 1, 2006 VOLUME I JURY TRIAL PROCEEDINGS of Sidebar Conference Pages 190:13 - 193:2 held on May 1, 2006 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens) (Transcript available only to the attorneys, parties, and the 11th Circuit per Judge Fuller). (kcg,) (Entered: 12/07/2007)
12/12/2007 SEE Volume 36	673	TRANSCRIPT of Volume II of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 2, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 12/12/2007)
12/12/2007	674	SEALED TRANSCRIPT of Volume II JURY TRIAL PROCEEDINGS of Sidebar Conference of May 2, 2006 Pages 289:15 - 290:1 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter Risa Entrekin (for James Dickens). Transcript available only to attorney, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/12/2007)
12/12/2007	675	SEALED TRANSCRIPT of Volume II JURY TRIAL PROCEEDINGS of Robing Room Conference of May 2, 2006 Pages 308:24 - 309:21 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11 Circuit per Judge Fuller. (kcg,) (Entered: 12/12/2007)
12/12/2007	676	SEALED TRANSCRIPT of Volume II JURY TRIAL PROCEEDINGS of Adjacent-Courtroom Conference on May 2, 2006 Pages 311:4 - 316:12 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/12/2007)
12/12/2007	677	SEALED TRANSCRIPT of Volume II JURY TRIAL PROCEEDINGS of Sidebar Conference on May 2, 2006 Pages 442:10 - 451:5 before Judge Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/12/2007)
12/12/2007	678	SEALED TRANSCRIPT of Volume II of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 2, 2006 Pages 524:22 - 529:13 before

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		Judge Mark Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/12/2007)
12/13/2007 <i>SEE Volume 37</i>	679	TRANSCRIPT of Volume III of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 3, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 12/13/2007)
12/13/2007	680	<u>SEALED TRANSCRIPT</u> of Volume III of JURY TRIAL PROCEEDINGS on May 3, 2006 of Sidebar Conference Pages 553:15 - 554:3 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/13/2007)
12/13/2007	681	<u>SEALED TRANSCRIPT</u> of Volume III of JURY TRIAL PROCEEDINGS on May 3, 2006 of Sidebar Conference Pages 566:22 - 574:5 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/13/2007)
12/13/2007	682	<u>SEALED TRANSCRIPT</u> of Volume III of JURY TRIAL PROCEEDINGS of Robing Room Conference on May 3, 2006 Pages 593:15 - 603:1 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/13/2007)
12/13/2007	683	<u>SEALED TRANSCRIPT</u> of Volume III of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 3, 2006 Pages 680:2 - 682:11 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for Jimmy Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/13/2007)
12/13/2007	684	<u>SEALED TRANSCRIPT</u> of Volume III of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 3, 2006 Pages 692:15 - 700:21 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parites and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/13/2007)

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12/13/2007	<u>685</u>	<u>SEALED TRANSCRIPT</u> of Volume III of JURY TRIAL PROCEEDINGS of Robing Room Conference on May 3, 2006 Pages 704:21 - 709:20 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcripts available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/13/2007)
12/13/2007	<u>686</u>	<u>SEALED TRANSCRIPT</u> of Volume III of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 3, 2006 Pages 780:14 - 784:8 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcripts available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/13/2007)
12/14/2007 <i>SEE Volume 38</i>	<u>687</u>	TRANSCRIPT of Volume IV of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 4, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 12/14/2007)
12/14/2007	<u>688</u>	<u>SEALED TRANSCRIPT</u> of Volume IV of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 4, 2006 Pages 869:11 - 872:5 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/14/2007)
12/14/2007 <i>SEE Volume 39</i>	<u>689</u>	TRANSCRIPT of Volume V of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 5, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 12/14/2007)
12/14/2007	<u>690</u>	<u>SEALED TRANSCRIPT</u> of Volume V of JURY TRIAL PROCEEDINGS of Robing Room Conference on May 5, 2006 Pages 1133:21 - 1135:19 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/14/2007)
12/14/2007	<u>691</u>	<u>SEALED TRANSCRIPT</u> of Volume V of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 5, 2006 Pages 1166:9 - 1168:4 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/14/2007)

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12/14/2007	692	<u>SEALED TRANSCRIPT</u> of Volume V of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 5, 2006 Pages 1171:11 - 1174:5 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/14/2007)
12/14/2007	693	<u>SEALED TRANSCRIPT</u> of Volume V of JURY TRIAL PROCEEDINGS of Robing Room Conference on May 5, 2006 Pages 1208:8 - 1209:13 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/14/2007)
12/18/2007 SEE volume 40	694	<u>TRANSCRIPT</u> of Volume VI of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 8, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 12/18/2007)
12/18/2007	695	<u>SEALED TRANSCRIPT</u> of Volume VI of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 8, 2006 Pages 1246:13 - 1248:16 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/18/2007)
12/18/2007	696	<u>SEALED TRANSCRIPT</u> of Volume VI of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 8, 2006 Pages 1255:14 - 1258:18 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/18/2007)
12/18/2007	697	<u>SEALED TRANSCRIPT</u> of Volume VI of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 8, 2006 Pages 1311:13 - 1316:5 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) Modified on 12/18/2007 to add page numbers (kcg,). (Entered: 12/18/2007)
12/18/2007	698	<u>SEALED TRANSCRIPT</u> of JURY TRIAL PROCEEDINGS of Volume VI of Sidebar Conference on May 8, 2006 Pages 1426:10 - 1431:18 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys,

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		parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/18/2007)
12/18/2007	<u>699</u>	<u>SEALED TRANSCRIPT</u> of Volume VI of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 8, 2006 Pages 1509:9 - 1512:6 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/18/2007)
12/19/2007 SEE Volume 41	<u>700</u>	TRANSCRIPT of Volume VII of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 9, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 12/19/2007)
12/19/2007	<u>701</u>	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Redacted Information on May 9, 2006 Page 1538:11 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/19/2007	<u>702</u>	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 9, 2006 Pages 1548:11 - 1551:4 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/19/2007	<u>703</u>	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 9, 2006 Pages 1553:14 - 1557:18 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/19/2007	<u>704</u>	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 9, 2006 Pages 1664:13 - 1668:15 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/19/2007	<u>705</u>	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 9, 2006 Pages 1718:11 - 1720:8 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard

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		Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/19/2007	706	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 9, 2006 Pages 1729:10 - 1730:24 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/19/2007	707	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 9, 2006 Pages 1750:13 - 1751:13 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/19/2007	708	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 9, 2006 Pages 1782:24 - 1786:17 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/19/2007	709	<u>SEALED TRANSCRIPT</u> of Volume VII of JURY TRIAL PROCEEDINGS of Robing Room Conference on May 9, 2006 Pages 1790:17 - 1792:1 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/19/2007)
12/20/2007 SEE volume 42	710	<u>TRANSCRIPT</u> Volume VIII of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 10, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 12/20/2007)
12/20/2007	711	<u>SEALED TRANSCRIPT</u> of Volume VIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 10, 2006 Pages 1803:17 - 1810:19 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/20/2007)

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12/20/2007	<u>712</u>	<u>SEALED TRANSCRIPT</u> of Volume VIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 10, 2006 Pages 1813:14 - 1817:5 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/20/2007)
12/20/2007	<u>713</u>	<u>SEALED TRANSCRIPT</u> of Volume VIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 10, 2006 Pages 1818:13 - 1820:3 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/20/2007)
12/20/2007	<u>714</u>	<u>SEALED TRANSCRIPT</u> of Volume VIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 10, 2006 Pages 1827:19 - 1831:8 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/20/2007)
12/20/2007	<u>715</u>	<u>SEALED TRANSCRIPT</u> of Volume VIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 10, 2006 Pages 1842:25 - 1846:7 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/20/2007)
12/20/2007	<u>716</u>	<u>SEALED TRANSCRIPT</u> of Volume VIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 10, 2006 Pages 1888:25 - 1891:12 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/20/2007)
12/20/2007	<u>717</u>	<u>SEALED TRANSCRIPT</u> of Volume VIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 10, 2006 Pages 1954:9 - 1957:8 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/20/2007)
12/20/2007	<u>718</u>	<u>SEALED TRANSCRIPT</u> of Volume VIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 10, 2006 Pages 1986:6 -

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		1988:3 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 12/20/2007)
01/02/2008 <i>SEE Volume 43</i>	<u>720</u>	TRANSCRIPT of Volume IX of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on 5/11/06 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 01/02/2008)
01/02/2008	<u>721</u>	<u>SEALED TRANSCRIPT OF</u> Volume IX of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 11, 2006 Pages 2060:11 - 2068:11 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/02/2008)
01/02/2008	<u>722</u>	<u>SEALED TRANSCRIPT</u> of Volume IX of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 11, 2006 Pages 2181:16 - 2186:4 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/02/2008)
01/02/2008	<u>723</u>	<u>SEALED TRANSCRIPT</u> of Volume IX of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 11, 2006 Pages 2248:16 - 2254:14 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/02/2008)
01/02/2008	<u>724</u>	<u>SEALED TRANSCRIPT</u> of Volume IX of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 11, 2006 Pages 2265:21 - 2268:3 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/02/2008)
01/04/2008 <i>SEE Volume 44</i>	<u>725</u>	TRANSCRIPT of Volume X of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 15, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 01/04/2008)

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01/04/2008	<u>726</u>	<u>SEALED TRANSCRIPT</u> of Volume X of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 15, 2006 Pages 2311:14 - 2328:10 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/04/2008)
01/04/2008	<u>727</u>	<u>SEALED TRANSCRIPT</u> of Volume X of JURY TRIAL PROCEEDINGS of Redacted Information on May 15, 2006 Pages 2432:19 - 2432:20 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/04/2008)
01/04/2008	<u>728</u>	<u>SEALED TRANSCRIPT</u> of Volume X of Jury Trial Proceedings of Sidebar Conference on May 15, 2006 Pages 2453:7 - 2455:19 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/04/2008)
01/04/2008	<u>729</u>	<u>SEALED TRANSCRIPT</u> of Volume X of JURY TRIAL PROCEEDINGS of Redacted Information on May 15, 2006 Pages 2457:17 - 2457:18 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/04/2008)
01/04/2008	<u>730</u>	<u>SEALED TRANSCRIPT</u> of Volume X of JURY TRIAL PROCEEDINGS of Redacted Information on May 15, 2006 Pages 2464:11 - 2464:12 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/04/2008)
01/04/2008	<u>731</u>	<u>SEALED TRANSCRIPT</u> of Volume X of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 15, 2006 Pages 2480:20 - 2487:7 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/04/2008)
01/04/2008	<u>732</u>	<u>SEALED TRANSCRIPT</u> of Volume X of JURY TRIAL PROCEEDINGS of Redacted Information on May 15, 2006 Page 2488:1 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/04/2008)
01/04/2008	<u>733</u>	<u>SEALED TRANSCRIPT</u> of Volume X of JURY TRIAL PROCEEDINGS of Robing Room Conference on May 15, 2006 Pages 2514:24 - 2517:7

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		before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/04/2008)
01/04/2008	<u>734</u>	ORDER of USCA (certified copy) as to Don Eugene Siegelman, Richard Scrushy re: <u>635</u> Notice of Appeal - Final Judgment, <u>544</u> Notice of Appeal - Conditions of Release, [637] Notice of Appeal - Final Judgment, [632] Notice of Appeal - Final Judgment, [639] Notice of Appeal - Final Judgment, <u>640</u> Notice of Appeal - Final Judgment, 11th Circuit Appeal No. 07-13163-B; Court Reporter Risa L. Entrekin's request for a second extension of time until March 31, 2008, to complete and file the trial transcript is GRANTED. Although appellant is incarcerated and deserves a prompt appeal, the Court understands the court reporter's predicament, and believes she is diligently at work and will complete the transcript as soon as possible. /s/ R. LANIER ANDERSON, UNITED STATES CIRCUIT JUDGE (ydw,) (Entered: 01/04/2008)
01/07/2008	<u>735</u>	ORDER of USCA (certified copy) as to Richard Scrushy re <u>635</u> Notice of Appeal - Final Judgment, <u>544</u> Notice of Appeal - Conditions of Release, <u>640</u> Notice of Appeal - Final Judgment 11th Circuit Appeal No. 07-13163-B; On October 15, 2007, we remanded this matter on a limited basis to allow the district court to enter an order explaining its denial of Appellant Scrushy's motion for release on bond pending appeal. Pending receipt of the district court's limited remand order, we held in abeyance the motion for release pending appeal which Scrushy had filed in this Court, as well as Scrushy's August 31, 2007, motion to supplement his motion for release. On November 1, 2007, in compliance with the limited remand order, the district court issued a memorandum opinion which discusses the court's reasons for denying Scrushy's motion. Both Scrushy and the Government have filed supplemental materials addressing the memorandum opinion. The motions, as supplemented in response to the district court's limited remand order, are now ripe for disposition. Scrushy's August 31, 2007, motion to supplement his motion for release is DENIED AS UNNECESSARY, as the Court has already been informed of the death of the court reporter who reported the trial of this case. In addition to the supplemental materials addressing the district court's order on limited remand, Scrushy has filed a second motion to supplement his motion for release. Scrushy's second motion to supplement is DENIED, as the successor court reporter's request for an additional extension of time has no bearing on the issues raised by Scrushy's motion for release. A defendant who is sentenced to a term of imprisonment bears the burden of showing that he is entitled to release pending appeal under the criteria established by 18 U.S.C. 2143(b). See, e.g., United States v. Giancola, 754 F.2d 898, 900-901 (11th Cir. 1985). In order to qualify for release, Scrushy must first demonstrate by clear and convincing evidence that he is not likely to flee or pose a danger to the safety of any other person or the community if released. See 18 U.S.C. 3143(b)(1)(A). If he meets this

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		initial burden, he must then show that the appeal is not taken for the purposes of delay, but instead presents an outcome-determinative substantial question of law or fact. See 18 U.S.C. 3143(b)(1)(B). We find it unnecessary to reach the issue of whether this appeal presents a "substantial question," as that term is used in 3143(b)(1)(B), as we agree with the district court that Scrushy has not met his burden under 3143(b)(1)(A) of demonstrating by clear and convincing evidence that he is unlikely to flee if he is released pending resolution of this appeal. Scrushy's motion for release pending appeal is therefore DENIED. BEFORE: TJOFLAT and ANDERSON, Circuit Judges. BY THE COURT: (ydw,) (Entered: 01/07/2008)
01/07/2008	<u>736</u>	TRANSCRIPT of Volume XI of JURY TRIAL as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 16, 2006 before Judge Judge Mark E Fuller. Official Court Reporter: Risa Entriken (for James Dickens). (PDF available for court use only) (snc) (Entered: 01/07/2008) <i>See Volume 45</i>
01/07/2008	<u>737</u>	<u>SEALED TRANSCRIPT</u> of excerpt (Pages 2603:1 - 2605:14) of Volume XI JURY TRIAL as to Sidebar re Attorney General's Opinion as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 16, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entreen (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller (snc) (Entered: 01/07/2008)
01/07/2008	<u>738</u>	<u>SEALED TRANSCRIPT</u> of excerpt (Pages 2656:5 - 2663:23) of Volume XI JURY TRIAL as to Sidebar re Witness's Proposed Testimony as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 16, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entreen (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller (snc) (Entered: 01/07/2008)
01/07/2008	<u>739</u>	<u>SEALED TRANSCRIPT</u> of excerpt (Pages 2673:12 - 2675:23) of Volume XI JURY TRIAL as to (second) Sidebar re Attorney General's Opinion (Government's Exhibit 270) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 16, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entreen (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller (snc) (Entered: 01/07/2008)
01/07/2008	<u>740</u>	<u>SEALED TRANSCRIPT</u> of excerpt (Pages 2688:19 - 2689:13) of Volume XI JURY TRIAL as to Sidebar re UBS/IHS Contribution as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 16, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entreen (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller (snc) (Entered: 01/07/2008)

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01/07/2008	<u>741</u>	<u>SEALED TRANSCRIPT</u> of excerpt (Pages 2743:15 - 2745:6) of Volume XI JURY TRIAL as to Sidebar Conference as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 16, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entreken (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller (snc) (Entered: 01/07/2008)
01/07/2008	<u>742</u>	<u>SEALED TRANSCRIPT</u> of excerpt (Pages 2784:14 - 2788:15) of Volume XI JURY TRIAL as to Sidebar (objection to activity prior to date in Indictment) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 16, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entreken (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller (snc) (Entered: 01/07/2008)
01/08/2008 <i>SEE Volume 46</i>	<u>743</u>	<u>TRANSCRIPT</u> of Volume XII of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 17, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 01/08/2008)
01/08/2008	<u>744</u>	<u>SEALED TRANSCRIPT</u> of Volume XII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 17, 2006 Pages 2925:21 - 2929:18 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/08/2008)
01/08/2008	<u>745</u>	<u>SEALED TRANSCRIPT</u> of Volume XII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 17, 2006 Pages 3019:9 - 3021:6 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/08/2008)
01/08/2008	<u>746</u>	<u>SEALED TRANSCRIPT</u> of Volume XII of JURY TRIAL PROCEEDINGS of Redacted Information on May 17, 2006 Page 3064:21 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/08/2008)
01/08/2008	<u>747</u>	<u>SEALED TRANSCRIPT</u> of Volume XII of JURY TRIAL PROCEEDINGS of Robing Room Conference on May 17, 2006 Pages 3084:23 - 3086:14 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript

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		available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/08/2008)
01/11/2008 <i>SEE volume 47</i>	<u>748</u>	TRANSCRIPT of Volume XIII of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 18, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 01/11/2008)
01/11/2008	<u>749</u>	<u>SEALED TRANSCRIPT</u> OF Volume XIII of JURY TRIAL PROCEEDINGS of Sidebar Conference on May 18, 2006 Pages 3319:7 - 3323:25 before Judge Mark E. Fuller as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (kcg,) (Entered: 01/11/2008)
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01/23/2008 SEE Volume 54	775	TRANSCRIPT of Volume XX of JURY TRIAL PROCEEDINGS (PDF available for court use only) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on May 30, 2006 before Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). (kcg,) (Entered: 01/24/2008)
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01/26/2008	791	<u>SEALED TRANSCRIPT</u> of excerpt (Page 5415:2) of Volume XXII of JURY TRIAL (Account Info) as to Don Eugene Siegelman, Richard Scrushy, Gary Mack Roberts, Paul Michael Hamrick held on June 1, 2006, before Chief Judge Mark E. Fuller. Official Court Reporter: Risa Entrekin (for James Dickens). Transcript available only to attorneys, parties and the 11th Circuit per Judge Fuller. (snc). (Entered: 01/28/2008)
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